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Local Govt.

CITY COUNCIL MEETING NO. 20

The Regular Meeting of City Council will be held on Monday, September 11, 1978, in the Council Chamber, City Hall, at 8:00 p.m.

ROLL CALL

PRESENTATION TO

Mr. Robert Chamberlain

of Certificate of successfull completion of two year course for Road Superintendents at the "T.J. Mahoney" Road School, sponsored by the Ontario Good Roads Association.

TABLING OF DOCUMENTS

(1) REPORT OF THE SPECIAL COMMITTEE TO REVIEW THE OFFICE OF THE CLERK-COMPTROLLER.

(To be Distributed at the Council Meeting).

The Special Committee notes that it has now completed its task and the review of the office of the Clerk-Comptroller is completed.

The Special Committee requests that the report be received by City Council on Monday, September 11, 1978, and, at that time a special meeting of Council, to be resolved into Committee-of-the-Whole, called by the Mayor for Monday, September 18, 1978, be set to consider its recommendations. Also, all department heads and representatives of the various bargaining groups are invited to attend City Council on September 11, in order that members of Council, Department Heads, Union Representatives, and the news media receive a copy of the final report simultaneously.

MINUTES

That the Minutes of City Council Meeting No. 19, held August 28, 1978, be adopted as printed.

COMMUNICATIONS

To be Filed

(553) From Mr. Norman Jackson, City Solicitor, notifying that on August 28, he appeared before the Ontario Municipal Board concerning the hearing into Zoning By-Law No. 9045 and that, after hearing all evidence, the Board approved the City's application. to rezone 0.2 acre parcel of land at the North West Corner of Clergy and Queen Streets from A to A.132.

(554) Minutes of the Kingston, Frontenac and Lennox and Addington Health Unit Board meeting held on August 25, 1978.

(555) Minutes of the N.I.P. Citizens Committee meetings held on July 17 and July 31, 1978.

(Copies have been distributed to members of Council.)

(556) Minutes of the Executive Committee of The Cataraqui Region Conservation Authority meeting held on August 16, 1978.

(557) From the Ministry of Treasury, Economics and Intergovernmental Affairs, "Background" Nos. 78/32 and 78/33.

(Copies have been distributed to members of Council.)

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(558) Copy of "City of Kingston - New Library Recapitulation of Capital Funding" as at August 31, 1978, showing Unallocated Revenue - $1,755.43 and Uncommitted Funds - $7,310.04.

(Copies have been distributed to members of Council.)

(559) From the Social Planning Council, Kingston notifying that as part of the Experience '78 Project sponsored by the Ministry of Consumer and Commercial Relations, they have compiled a comprehensive Consumer Resource File that may be referred to at the Kingston Public Library.

(560) From the Ministry of Consumer and Commercial Relations acknowledging receipt of the City's resolution dealing with the standardization of refillable soft drink containers.

(561) From the International Joint Commission, Windsor, copy of their publication "Great Lakes, Focus" dated July, 1978.

Which Has Been Referred to the City of Kingston Planning Board

(562) Applications for Official Plan Amendment and Zone Change from Hubert Renaud, for Part Lots 128, 131 & 132, Plan 137, located at 361 Nelson Street, presently zoned as A5 residential. The applicant requests a commercial classification to construct an addition to his active spring and muffler repair shop.

(563) Application for Official Plan Amendment from the Estate of Rebecca Cohen for the property located at 543 and 647 King Street and 120 and 124 Yonge Street to commercial. The property is presently zoned as A5 Residential and an application for Zone Change has recently been received for it to be changed to C1 Commercial.

Which Has Been Referred to the Community Services Committee

(564) From the Ministry of the Environment with respect to the City's proposed Noise Control By-Law and notifying that the model by-law has been revised and reissued in a new format. A master by-law form has been developed that may be placed before Council for approval after inserting the appropriate information and use of this format will expedite approval by the Ministry.

Which Has Been Referred to the Transportation Committee

(565) From Messrs. Jacob, MacPherson, Stewart & Hogan, solicitors for Dacon Corporation Limited with regard to the matter of dedication of the westerly extension of Green Drive, and notifying that it is in their client's interest that this be dedicated as quickly as practicable.

To be Referred to the Parks & Recreation Committee and the Transportation Committee

(566) From the Public Utilities Commission with respect to the Parks & Recreation Committee's approval to Zodiac Tours to provide transportation between Lake Ontario Park and City Hall and the Transportation Committee's approval to locate a bus stop sign opposite the main entrance to Lake Ontario Park for the Kingston Township Transit System.

COMMUNICATIONS (Cont'd)

To be Referred to the Parks & Recreation Committee and the Transportation Committee (Cont'd)

(566) (Cont'd)

Both these items were discussed at a recent Commission meeting, and it was decided to remind the Committees that as City transportation comes under the jurisdiction of the Commission, such requests should be referred to the Commission for its comments.

To be Referred to the Finance & Accounts Committee

(567) Application form for a conference to be held on Thursday, October 19 through to Sunday October 22 at the Donald Gordon Centre, Queen's University entitled "Municipalities in the Intergovernmental Process".

To be Filed

(568) From the Ontario Municipal Board with regard to the deadline for 1978 and 1979 Quota Charges on capital expenditure applications, as follows:

a) Applications received or bearing the mailing date on or before December 31, 1978, will be charged against the 1978 quota allocation provided there is sufficient balance remaining to cover such applications, and

b) Any such applications charged against the 1978 quota should not be included in the 1979 capital expenditure forecast for which a 1979 quota will be sought.

(569) From the Ministry of Housing, their "Newsletter" dated August 30th, 1978.

(570) Minutes of the Public Utilities Commission meetings Nos. 19 and 20 held 14th and 23rd August respectively.

(Note: Copies have been distributed to all members of Council).

To be Referred to the Finance and Accounts Committee

(571) From The Corporation of the City of Windsor, requesting endorsation of their resolution that the Province of Ontario be requested to rescind the requirement of a municipal auditor's statement of final costs prior to the payment of grants for major water and sewage projects.

(572) From The Corporation of the City of Windsor, requesting endorsation of their resolution that in order to further stimulate the economy, the Federal and Provincial Governments be requested to extend the sales tax reduction past the deadline date of October 7, 1978, this reduction having contributed significantly to cost saving in the purchase of municipal equipment and supplies in these times of financial restraints.

COMMUNICATIONS (Cont'd)

To be Referred to the City of Kingston Planning Board

(573) From the Minister of Housing, The Hon. Claude Bennett, correcting an oversight on his part in referring to the Kingston Area Planning Board as the Kingston and Suburban Planning Board when he amended the Constitution of the City's Planning area.

(574) From the Ministry of Housing, notifying that substantial alterations to the City's implementation stage documentation for the St. Lawrence/Cataraqui area (N.I.P.) must be made and that it is due to an oversight on the part of the Community Renewal Officer, the writer, and that he accepts full responsibility for the delay and inconvenience that will be caused.

Which Has Been Referred to the Transportation Committee

(575) From the Public Utilities Commission enclosing drawings showing bus stops and relocations approved at the Commission's Regular Meeting on September 5, 1978, and requesting approval of these changes.

PETITIONS

REPORTS

REPORT NO. 88

August 31, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the following question be submitted to the electors of the City of Kingston at the 1978 Municipal Elections:

"Are you in favour of the fluoridation of the public water supply of this municipality?"

Respectfully submitted,

CHAIRMAN

REPORT NO. 89

September 5, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS on October 12, 1976 Council approved Development Control for a hotel at the corner of Ontario Street and the extension of Brock Street, now known as Howard Johnson's Confederation Place Hotel (see Clause 5, Report 99, 1976); and

WHEREAS one of the conditions of such approval was that all exterior signs be subject to the approval of the City; and

WHEREAS the following plans for exterior signs have now been submitted:

Plan #2 - Exterior Signage - Scale as shown - June 13, 1978

Plan #3 - Exterior Building Awnings and Canopies - Scale as shown - June 30, 1978

Plan 'A' - Ice Cream Sign - August 28, 1978

Plan 'B' - Lounge Canopies - August 28, 1978

Plan 'C' - Entrance Canopy - August 28, 1978

Plan 'D' - Fascia Canopies - August 28, 1978

Plan 'E' - Perspective - August 28, 1978

THEREFORE BE IT RESOLVED that the above plans be accepted in full satisfaction of the condition of Development Control approved by Council on October 12, 1976.

(Alderman Mackenzie opposed)

2. That the following resolution of the City of Windsor be endorsed:

"WHEREAS the Province of Ontario has announced the extension for the fiscal period 1978-79 of The Ontario Home Renewal Program, and has provided increased funding totalling $20,000,000.00 in this regard; and

WHEREAS it would appear the $20,000,000.00 in funding in 1978-79 to Ontario municipalities will again not be sufficient in providing participating municipalities with the full grant, based on $2.00 per capita, they are entitled to receive; and

WHEREAS the outstanding success of the O.H.R.P. program over the past five years indicates a genuine need to have adequate O.H.R.P. funding available to enable Ontario municipalities to continue to assist eligible families in correcting substandard housing accommodation to comply with the municipality's minimum housing standard by-law requirements;

2. (Cont'd)

THEREFORE BE IT RESOLVED that the Province of Ontario BE URGED to provide sufficient additional funding in 1978-79 to the Ontario Home Renewal Program to ensure that all Ontario municipalities will receive a full provincial grant, based on $2.00 per capita, and thus allow municipalities to continue the uninterrupted administration of this highly successful housing renewal program."

3. That, as recommended by the Development Control Committee, the following plans submitted by Queen's University for a one-storey 12 foot by 66 foot storage building at Richardson Stadium:

Plan 1 - Elevation & Floor Plan - August 15, 1978

Plan A-1 - Site Plan - January, 1971

be approved, subject to the owner entering into a development control agreement which shall include the condition that development shall be in accordance with the above listed plans.

Respectfully submitted,

CHAIRMAN

REPORT NO. 90

To the Mayor and Aldermen: August 30th, 1978

The Transportation Committee reports and recommends as follows:

1. That, notwithstanding the provisions of By-law 10, Bell Canada be permitted to pave the boulevard with concrete at the front of the Bell Canada Administration Building at 449 Princess Street, from the existing driveway on the east side of the property to the west property limit, an area measuring approximately 75' x 5', and to plant two trees in suitable locations in openings in the pavement.

2. That an actuated traffic signal be installed at the intersection of King Street and West Street, and that approval be obtained from the Ministry of Transportation and Communications for subsidy.

3. That, notwithstanding the provisions of By-law 10, approval be given to the installation of a four-foot chain link fence of approximately thirty feet in length on Greer Street, as requested by Mr. J. Spearin.

   NOTE: The provisions of By-law 10 state that owners may erect fences on the street allowance of the City of Kingston of not more than 3 feet in height.

4. That, notwithstanding the provisions of By-law 10, the Capitol Theatre on Princess Street be permitted to pave the gravel boulevard on Queen Street, subject to the condition that no parking be allowed thereon.

5. That the following street lighting improvements be approved:

	Estimated Cost:
1. Union Street from Albert Street to Mowat Avenue. Replace 29 existing 500 watt incandescent luminaires with 400 watt mercury vapour,	$5,800.00
2. Concession Street from Princess to Division. Replace 21 existing 500 watt incandescent luminaires with 400 watt mercury vapour,	$4,200.00
3. Rideau Street from Railway Street to Barrack Street. Replace 26 existing 500 watt incandescent luminaires with 400 watt mercury vapour,	$5,200.00
	$15,200.00

Funds are provided in the 1978 budget for this purpose.

6. That the maximum penalty for violation of subsection 8 of section 22 of By-law 24 (Traffic) with respect to repair of vehicles on the boulevard, be raised to E1,000.00 as permitted by The Municipal Act, and as recommended by the City Solicitor.

NOTE: By-law 24, section 22, subsection 8: Any person violating any of the provisions of this by-law, other than those set forth in the foregoing section 22(3) and section 22(4), shall be liable to a penalty of not more than $10.00 for the first offence and to not more than $25.00 for every subsequent offence exclusive of costs and all such penalties shall be recoverable under The Summary Convictions Act.

7. That the following action of the Committee, pursuant to section 53 of By-law 1, be ratified:

That the Public Utilities Commission install new bus stops in the following locations:

Parkway W/S at Princess	- from 50 feet south of Princess, 60 feet southerly,
Parkway E/S at Princess	- from 50 feet south of Princess, 60 feet southerly,
Parkway W/S	- from 580 feet south of Princess, 60 feet southerly,
Parkway E/S	- From 580 feet south of Princess, 60 feet southerly,
Parkway E/S at turnaround	- From turnaround 60 feet northerly.

And further, that the following bus stops be removed:

Princess St. N/S, opposite Cumberland apartments, 80 feet (By-law 4865-1965)
Princess St. S/S, in front of Cumberland apartments, 80 feet (By-law 4865-1965).

And further, that the bus stop shelter presently on Princess Street be relocated to the east side of the Parkway, 580 feet south of Princess Street;

And further, in connection with the new bus route, that no parking be permitted in the Turning Circle at the south end of the Parkway.

8. That the following action of the Committee, pursuant to section 53 ofBy-law 1, be ratified:

That the Public Utilities Commission install new bus stops in the following locations:

Johnson St. S/S at Barrie	- from Barrie St. 60 feet easterly,
Johnson St. S/S at Clergy	- from Clergy St. 60 feet easterly,
Johnson St. S/S at Sydenham	- from Sydenham St. 60 feet easterly.

9. That the action of the Mayor and Chairman in authorizing the closing of Ontario Street from Market Street to Brock Street for about one hour on August 27th, for a car rally sponsored by the Canadian Council of the Blind, Kingston Friendship Club, be confirmed.

6. That the business (monthly fee schedule) of association b of section 7 of By-law 8 (Taxicab) with respect to owners of vehicles by the licensing, be raised to $7,000.00 as prescribed by the municipal Act, and as recommended by the City Solicitor:

Where: By-law 74, section 70, subsection 4.

The owners (monthly) may be a partnership of this by-law, in the form first forth in the Corporation Solicitor's report, which is in effect, shall be liable to a penalty of $20 for the first offence and not more than $25.00 for any subsequent offence in one year, $50.00 for the second offence and not more than $100.00 for any subsequent offence within one year.

7. That the following section be the Corporation, pursuant to section 53 of By-law 8, be rescinded:

That the Public Utilities Commission install new bus stops in the following locations:

Parkway S/S at Princess - from 50 feet south of Princess, 60 feet westerly.

Parkway S/S at Princess - from 50 feet south of Princess, 60 feet westerly.

Parkway S/S - from 500 feet south of Princess, 60 feet westerly.

Parkway S/S - from 500 feet south of Princess, 60 feet westerly.

Parkway S/S at Princess - from Parkway to feet northerly.

And further, that the following bus stops be removed:

Princess St. N/S, opposite Cumberland Apartments, 60 feet (By-law 4465-1965);

Princess St. S/S, in front of Cumberland Apartments, 60 feet (By-law 4465-1965).

And further, that the bus stop shelter presently on Princess Street be relocated to the east side of the Parkway, 580 feet south of Princess Street;

And further, in connection with the new bus route, that no parking be permitted in the Turning Circle at the south end of the Parkway.

8. That the following section of the Committee, pursuant to section 53 of By-law 1, be ratified:

That the Public Utilities Commission install new bus stops in the following locations:

Johnson St. S/S at Barrie - from Barrie St. 60 feet easterly.

Johnson St. S/S at Clergy - from Clergy St. 60 feet easterly.

Johnson St. S/S at Sydenham - from Sydenham St. 60 feet easterly.

9. That the action of the Mayor and Chairman in authorizing the closing of Ontario Street from Market Street to Brock Street for about one hour on August 27th, for a car rally sponsored by the Canadian Council of the Blind, Kingston Friendship Club, be confirmed.

10. That the Traffic and Streets Department be responsible for enforcing the Noise Control By-law in conjunction with the Police Department, and that Mr. E. Taugher, Assistant Administrator of Traffic, Streets and Parking Department be appointed Noise Control Enforcement Officer, on the condition that his classification shall remain the same.

11. That, notwithstanding the provisions of By-law 10, the owner of 321 Napier Street be permitted to pave a narrow four foot allowance of city property having a length of approximately 56 feet, subject to the owner agreeing not to oppose future local improvement of the area, and subject further to no parking on the boulevard.

12. That, notwithstanding the provisions of By-law 10, the owner of 254 Rideau Street be permitted to install concrete slabs at the front of his property, subject to the condition that no parking be allowed on the boulevard.

13. That Bayswater Place and the extension of Green Drive be dedicated as public streets.

14. That clause 5 of Report No. 82 be amended to now read as follows:

That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that alternate day parking be established on Macdonnell Street, between First Avenue and Concession Street, as follows:

EAST SIDE - Parking prohibited Monday, Wednesday and Friday from 9:00 a.m. to midnight. (instead of 6 p.m.)

WEST SIDE - Parking prohibited Tuesday, Thursday and Saturday from 9:00 a.m. to midnight. (instead of 6 p.m.)

NOTE: At the present time, parking is permitted at all times.

Respectfully Submitted,

CHAIRMAN

Report No.91

August 31, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Bay Yachts - $987.20 - purchase/rental arrangement for the use and acquisition of a mirage dinghy for the Sail Kingston Program

Gill Refrigeration Ltd - $1356.29 -

$75.00 - on-going maintenance of City Hall air conditioning equipment
$80.00 - repairs to air conditioning equipment at Portsmouth Olympic Harbour building
$600.00 - annual service and maintenance of air conditioning equipment at Portsmouth Olympic Harbour building
$601.29 - repairs to air conditioning compressor unit in restaurant area at Portsmouth Olympic Harbour building

Burton's Sanitation Ltd - $600.00 - chemical weed control at Portsmouth Olympic Harbour

2. That City Council be informed that, since all the tenders received for renovating the floor at the Elmer Youth Centre exceed the funds provided for the work and because of the lateness of the year, the work cannot proceed this year and the Committee on Parks and Recreation will strongly recommend to the incoming Committee the urgency of the work.

Respectfully submitted,

Chairman

Report No.92

September 5, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the following accounts be paid -

Edwards Ford-Mercury Sales Ltd - $1275.78 - equipment repair parts

Edwards Ford-Mercury Sales Ltd - $802.83 - equipment repair parts

2. That the tender of R.Ouelette, 316 Westdale Ave., Kingston, to supply 6000 c.y., more or less, of winter control sand at a price of $3.00 per c.y. mixed, be accepted, subject to the satisfactory gradation testing being carried out.

3. That the tender of the Canadian Salt Co to supply 4000 tons, more or less, of coarse crushed rock salt for ice control purposes at a tax included price of $19.816 per ton, be accepted being the lower tender received.

4. That, subject to the approval of the Ministry of Transportation and Communications, the tender of Amherst Construction Limited, in the amount of $78,278.00, to construct storm sewers in Roden St between Johnson and Norman Rogers Drive, McMahon Ave between Indian Rd and Strathcona Crescent and in Silver St., in accordance with plans and specifications prepared by the City Engineering Department, be accepted being the lowest tender received.

5. That, subject to the approval of the Ministry of Transportation and Communications and the concurrence of the Public Utilities Commission, the tender of Donald A.Foley Ltd., in the amount of $49,303.25, to -

a) construct an asphalt pavement on Algonquin Terr. from Champlain Ave to the end of the street, including curb, gutter and boulevard,

...../2

b) construct asphalt pavement on Queen Mary Rd from Bath Rd northerly 190' including curb, gutter, boulevard and concrete sidewalk.

c) construct a 12" watermain in Queen Mary Rd from Bath Rd northerly 300',

in accordance with plans and specifications prepared by the City Engineering Department and the Public Utilities Commission, be accepted being the lower tender received.

6. That, since it is declared desirable that the reconstruction of the concrete sidewalk on the east side of Division St., 4'.9' wide, from Railway St southerly 72'.66 should be undertaken as a local improvement, a by-law be passed to authorize the reconstruction of the sidewalk under the provisions of Section 8 of the Local Improvement Act -

Total estimated cost	$2130.00
Owner's share	581.42
City's share	1135.77
Anticipated MTC subsidy	412.81
Debenture amount	1717.19

provision for this expenditure having been made in the 1978 Capital Budget.

7. That, since a sufficiently signed petition has been received, a by-law be passed to authorize the reconstruction of the concrete sidewalk on the south side of Johnson St from Wellington St westerly 77' at a width of 4'.9 under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$2260.00
Owner's share	692.15
City's share	1151.79
Anticipated MTC subsidy	416. 06
Debenture amount	1843.94

provision for this expenditure having been made in the 1978 Capital Budget.

8. That, since the amount of the lower tender for construction of a 40 ft, asphalt pavement incorporating the existing pavement in the work including curb, gutter and boulevard on Queen Mary Rd from Bath Rd northerly 190 ft. will result in an over-run of the by-law amount, By-law No.9294 be amended by increasing the by-law amount from $12,000.00 to $13,770.00 and the cost apportionment as follows -

...../3

	Present		Proposed
Total estimated cost	$12,000.00		$13,770.00
Owner's share	# 8,629.66	#	9,902.75
City's share	# 3,370.14	#	3,867.25
Debenture amount	12,000.00		13,770.00

= Beaufort Realties (1964) agree to assume under "Development Agreement "

there being sufficient funds for this work in the 1978 Capital Budget.

9. That, since the amount of the lower tender for construction of an asphalt pavement with curb, gutter, boulevard and turning circle on Algonquin Terrace from Champlain Ave to the end of the street will result in an over-run of the by-law amount, By-law No.9250 be amended by increasing the amount from $29,525.63 to $31,240.00 and the cost apportionment as follows -

	Present	Proposed
Total estimated cost	$29,525.63	$31,240.00
Owners' share	9,450.12	10,022.10
City's share	10,037.76	10,608.95
Anticipated MTC subsidy	10,037.75	10,608.95
Debenture amount	19,487.88	20,631.05
Rate per foot frontage	12.79	13.56

there being sufficient funds for this work in the 1978 Capital Budget.

10. That, since the existing pavement is in very bad condition and additional width is required, a General Rate By-law be passed to authorize the reconstruction and widening of the pavement on Queen St from Bagot to Barrie St including a storm sewer and storm outlet sewer in Sydenham St from Queen to Princess St -

Total estimated cost	$468,000.00
City's share	131,000.00
Anticipated MTC subsidy	337,000.00
Debenture amount	131,000.00

there being sufficient funds for this work in the 1978 Capital Budget.

Note - Connecting Link subsidy may be available for this project in 1979. This section completes the improvement of Queen St.

Respectfully submitted,

Chairman

Report No. 93

To The Mayor and Aldermen: September 6, 1978.

The Finance and Accounts Committee reports and recommends as follows:

1. That, as requested by the Downtown Core Committee, the amount of $745. be made available to finance a trip for three members of the Committee to attend a Ministry of Housing Downtown Forum in Toronto on November 29th, 30th and December 1st, 1978, it being noted that monies in the amount of $250. approved for a trip to Ottawa will be applied towards this expense; and further that the following budget transfer be approved:

	Increase	Decrease
FINANCE		
Travelling	$495.	-
FINANCE		
Contingencies	-	$495.

(Note: Total cost of the trip will be $745. less amount previously approved of $250, leaving a balance of $495. required.)
(Ref. 4-3.4).

2. That, as recommended by the Community Services Committee, and subject to the approval of the Ministry of Community and Social Services, the amount of $1,258. be provided to subsidize places at the new West End Childrens' Centre from September 11, 1978 to December 31, 1978; and further that the following budget transfer be approved:

	Increase	Decrease
SOCIAL SERVICES DEPT.		
Day Nurseries	$6,291.	-
Revenue - Day Nurseries	5,033.	-
FINANCE		
Contingencies	-	$1,258.

(Ref. 4-1.1)

3. That, as requested by the Public Utilities Commission, and subject to the approval of the Ontario Municipal Board and the Ministry of Transportation and Communication two 53-passenger buses be ordered this year with delivery and payment in 1979 at an estimated cost of $162,000. City's share 25% - $40,500, Province's share 75% - $121,500.

(Note: Provision for the City's share in the amount of $40,500. will be made in the 1979 current budget.)
(Ref. 17-11.2)

4. WHEREAS the amount of the original quotation for telephone installation for the new Library was $762.50 and it was proposed that at the time of installation the charges would be included in the items on the regular monthly billing from Bell Canada;

AND WHEREAS the charges for the installation amount to $859.25 as it was found that the substitution of three units at a cost of $32.25 per unit with no monthly charge would be advisable to the installation of the proposed three jack arrangements at a monthly cost of $8.60;

4. (Cont'd)

THEREFORE BE IT RESOLVED that as approved by the Kingston Public Library Board, the additional amount of $96.76 be paid for out of the Contingency fund for the Library.
(Ref. 17-10).

5. That, effective December 1, 1978, the Aldermanic remuneration be increased from $5,100. to $7,500. per annum.

(Ref. 19-1) *(Ald. Gorham, Ald. Tarnowecky Opposed)*

6. That the Mayor's salary be increased effective December 1, 1978, from $15,000. to $21,000. on the understanding that he will receive in addition the amount of $1,500, for serving as a member of the Public Utilities Commission, but will receive no remuneration for serving on the Police Commission.
(Ref. 19-1)

7. That, as the regular Council Meeting would be held on November 13, 1978, which is Election Day, the regular meeting of Council be held on November 6, 1978.

8. That the O.H.R.P. office be relocated from 19 Queen Street to a portion of the space now occupied by the Building Inspection Department, and that the amount of $1,000. be provided from Finance Contingencies to cover the cost of the necessary renovations.
(Ref. 3-7.11)

9. That a lease be entered into with Hawthorne Protection Services Limited for the space now occupied by the N.I.P. office at 19 Queen Street (720 square feet), said lease to contain the following conditions:

a) Annual rental - $3,360 (720 sq. ft. at $4. per sq. ft.) payable $280 monthly for a period commencing October 1st, 1978 to September 30, 1979.

b) Lessee to pay all business tax.

c) Lessor to pay all taxes, water rates, electric and gas.

d) Lessor shall provide reasonable access to wash rooms and provided that the easterly area used for a storage area is connected to an entrance, the lessor shall provide an equal area in the room to the rear for storage.

(Ref. 3-7.11)

10. That Council concur with the recommendation of the Association of Municipalities of Ontario with regard to freedom of information and individual privacy as follows, it being noted that under item 2 b) "Confidentiality of Documents", the same example of exceptions should apply as for the open council meetings in item 2 a).

1. The Association endorses, as a general principle, the right of the individual in society to full, objective and timely government information, and the corresponding duty of municipal government to make available information about its affairs.

2. The Association strongly supports a comprehensive review and updating of all legislation governing public access to municipal information with a view to its consolidation and clarification in accordance with the following recommendations:

a) The Association would support the introduction of legislation which, having regard to the distinctive nature of municipal government, would establish clear rules concerning the conduct of public business in municipalities by stipulating that all meetings of councils, committees of council and local boards shall be open to the public subject to certain specific exceptions. (For example, when personnel, labour relations, property acquisitions, and advice of counsel on pending or possible litigation matters are being dealt with.)

b) The legislation should place all municipal records in the public domain and specify any exceptions that are to be made to this general rule.

c) Municipalities should not be compelled to provide copies of documents that are filed with the municipality and subject to copyright or similar restrictions (e.g. architects' plans). Councils should be allowed to set reasonable fees and establish other reasonable procedures for the production and inspection of all documents.

d) Disputes concerning freedom of information should be resolved by the courts or by a tribunal set up for such purpose. The courts or tribunal should be empowered to impose conditions on the release and use of information.

11. WHEREAS as a result of negotiations between the City of Kingston and Local 498 I.A.F.F., the City of Kingston has agreed to pay each Firefighter a cleaning allowance of $45. per annum.

THEREFORE BE IT RESOLVED that as requested by the Community Services Committee, the following budget transfer be approved:

	Increase	Decrease
FIRE DEPARTMENT		
Account No. 3333	$4,275.	-
FINANCE		
Contingencies	-	$4,275.

12. That the property at 21-25 Ellice Street be sold to Mr. A.Z. Arthur at a price of $2,500., subject to the following conditions:

1. The owner enters into a site plan agreement concerning parking and landscaping.

2. Land be reserved for a daylight triangle.

(Ref. 12-4)

13. That a lease be entered into with the Kingston Rowing Club for a parcel of land in Orchard Street Park to erect a building thereupon that will provide storage, shower and training facilities, said lease to contain the following main conditions:

1. Term - 12 yrs. - $1.00 per yr. for a section of the waterfront property approx. 180' x 50' in Orchard Street Park.

2. Site development plan to be presented to the Department of Parks & Recreation for approval prior to any construction. Copy of the site plans shall be submitted for development control approval.

3. Agreement to be null and void if within two years after the date of the agreement, the Lessee fails to develop the property or at any time by the mutual agreement of the two parties.

4. Maintenance of the club house in good repair by the Lessee.

5. Department of Parks and Recreation allowed the use of the facilities by mutual agreement for City recreational reasons when not in use by the Rowing Club.

6. Parking of cars of members and visitors to the said club house to be restricted to the parking area designated.

7. Adoption by the Lessee of a membership fee structure which is not exclusive.

8. Lessee to pay all costs of or rates for electricity, water, utilities and servicing the said premises.

9. City Treasurer to have the right to inspect the financial records.

10. The Lessee to indemnify and save harmless the City.

11. That with the agreement of Council, the Cataraqui Canoe Club may enter into a joint lease with the City and the Kingston Rowing Club for joint use of this site with the Cataraqui Canoe Club to be responsible for an extension to the facility.

And further that the entering into of this lease is subject to a positive report from the Ministry of the Environment regarding soil tests being done in this area.

(Ref. 3-7)

14. That a lease be entered into with the Kingston Marine Museum for space at the former Ontario Street Dry Dock property, the Department of Public Works Canada having approved of a sub-lease under date of August 9, 1978, said lease to contain the following main conditions:

1. Term of lease from August 1, 1978 to the 29th day of November, 2007, for $1.00 per year.

2. Lessee will pay all business taxes, licences and permits for the demised premises.

3. Lessee accepts the said premises and appurtenances in their present condition and state of repair and will repair and maintain same.

4. Lessee agrees not to make any initial repairs, replacements, alterations, additions, changes, substitutions or improvements affecting the structure of the building, the exterior of the building or the operation of mechanical systems in excess of $2,000. in cost in any twelve month period without first obtaining written approval of the Lessor or if the cost does not exceed $2,000. without the approval of the Parks and Recreation Committee.

5. Lessee agrees to indemnify and save harmless the City.

6. Lessee agrees to promote and participate in programs where mutual benefit can be gained through package offerings with other similar or compatible operations of the City.

7. Lessee to assume the conditions assigned to the City by "Her Majesty" as it may pertain to the demised premises.

8. Lessee shall assume the cost of water, sewer and electrical utilities and for bringing said services to the said premises.

9. The Lessee shall make application for any amendment to the agreement in order to include the Dry Dock area as part of the leased lands.

10. The premises are to be used solely for the operation of a marine museum.

11. The Lessor may enter upon and take possession of the demised premises in each of default in the fulfillment of any covenants on the part of the Lessee if said default is continued for one calendar month. Lessor shall with reasonable particularity state the nature of the default and require the same to be remedied and the Lessee shall have from the receipt of such notice sixty days or such longer period as may be reasonably necessary, bearing in mind the nature of the default, to correct the default.

12. The Lessor will arrange for fire insurance coverage for these premises with the Lessee to reimburse the Lessor for the cost involved.

(Ref. 3-7)

15. That, subject to the approval of the Ontario Municipal Board and the Ministry of Community and Social Services, the City enter into a two year agreement with the Kingston Regional Laundry for the handling of the linen at Rideaucrest Home for the Aged, said agreement to commence January 1, 1979, and that the amount of $84,360 be included in the 1979 budget for this purpose which is eligible for 80% subsidy from the Provincial Government, it being noted that the Kingston Regional Laundry will provide $15,000. worth of bedding linen at the commencement of this agreement.

(Note: Total Estimated Direct Cost $84,360.
Provincial Govt. Subsidy (80%) $67,488.

City Share (20%) $16,872.)

(Ref. 13-9)

16. WHEREAS Bill 80 was given Third Reading on June 13, 1978 and received Royal Assent on June 20, 1978, providing that members of Council or other persons appointed by Council to serve as a member of a Local Board may not be paid a remuneration by the Board.

AND WHEREAS the definition of "local board" includes all boards with the exception of the Public Utilities Commission;

AND WHEREAS a remuneration may be paid by City Council upon passing of a by-law;

NOW THEREFORE BE IT RESOLVED that a By-Law be presented to Council to ratify, confirm and approve the payment of the remuneration of persons appointed to the following for the period June 20, 1978 until November 30, 1978:

Police Commission
City of Kingston Planning Board
Court of Revision
Committee of Adjustment
Cataraqui Region Conservation Authority
Suburban Roads Commission
Kingston, Frontenac, Lennox & Addington Health Unit.

17. That the Brief prepared by the Committee of Municipalities on problems faced by urban municipalities to be presented to the Premier of Ontario on September 12, 1978, be endorsed.

(Note: A copy of the Brief was distributed to all members of Council with the Finance Agenda.)

Respectfully Submitted,

CHAIRMAN

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 10 be given their First & Second Readings.

(B) That Rule No. 35 of By-Law 1 be suspended for the Purpose of Giving By-Law 10 its Third Reading.

(C) That By-Laws 10 to 16 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signals: King & West Streets).

(FIRST & SECOND READINGS) (PROPOSED NO. 9328)
Clause 2, Report No. 90, 1978

(2) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Clauses 6, 7 and 8, Report No. 90).

(FIRST & SECOND READINGS) (PROPOSED NO. 9329)
Clauses 6, 7 and 8, Report No. 90, 1978

(3) A By-Law to Dedicate Bayswater Place and the Extension of Green Drive as Public Streets.

(FIRST & SECOND READINGS) (PROPOSED NO. 9330)
Clause 13, Report No. 90, 1978

(4) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the East Side of Division Street 4'.9" wide From Railway Street Southerly 72'.66 Under the Provisions of Section 8 of The Local Improvement Act.

(FIRST & SECOND READINGS) (PROPOSED NO. 9331)
Clause 6, Report No. 92, 1978

(5) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the South Side of Johnson Street from Wellington Street Westerly 77' at a Width of 4'.9 Under the Provisions of Section 7 of The Local Improvement Act. (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9332)
Clause 7, Report No. 92, 1978

(6) A By-Law to Amend By-Law No. 9294, "A By-Law to Authorize the Construction of a 40' Wide Asphalt Pavement in Queen Mary Road from Bath Road Northerly 180', Incorporating the Existing Pavement in the Work Including Curb, Gutter and Boulevard, Under the Provisions of Section 7 of The Local Improvement Act. (Petition)" (Increase Costs).

(FIRST & SECOND READINGS) (PROPOSED NO. 9333)
Clause 8, Report No. 92, 1978

BY-LAWS (Cont'd)

(7) A By-Law to Amend By-Law No. 9250, "A By-Law to Authorize the Construction of a 26 ft. Wide Asphalt Pavement with Curbs, Gutters, Boulevards and Turning Circle on Algonquin Terrace from Champlain Avenue Southerly to the End of the Street, Under the Provisions of Section 7 of The Local Improvemnt Act. (Petition)." (Increase Costs)

(FIRST & SECOND READINGS) (PROPOSED NO. 9334)
Clause 9, Report No. 92, 1978

(8) A By-Law to Authorize the Reconstruction and Widening of the Pavement on Queen Street from Bagot to Barrie Street Including Storm Sewer and a Storm Outlet Sewer in Sydenham Street from Queen to Princess Street (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9335)
Clause 10, Report No. 92, 1978

(9) A By-Law to Amend By-Law No. 1556, "A By-Law to Provide for Paying an Annual Allowance to the Members of the Council of The Corporation of the City of Kingston". (Increase Allowance of Mayor and of Aldermen).

(FIRST & SECOND READINGS) (PROPOSED NO. 9336)
Clauses 5 and 6, Report No. 93, 1978

(10) A By-Law to Confirm the Proceedings of Council at Its Meeting Held September 11, 1978.

(THREE READINGS) (PROPOSED NO. 9337)
City Council Meeting No. 20, 1978

(11) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating the Traffic in the Highways of the City of Kingston, Subject The Highway Traffic Act".

(THIRD READING) (PROPOSED NO. 9314)
Clauses 1, 2, 4, 7 & 8 Report No. 92, 1978 and Clause 5, Report No. 82, 1978 as amended by Clause 14, Report No. 90, 1978.

(12) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 3, Report No. 82).

(THIRD READING) (PROPOSED NO. 9315)
Clause 3, Report No. 82, 1978

(13) A By-Law to Dedicate the Lands in Front of 267 Concession Street as a Public Street.

(THIRD READING) (PROPOSED NO. 9316)
Clause 9, Report No. 82, 1978

(14) A By-Law to Authorize the Stopping Up of a Portion of Allen Lane.

(THIRD READING) (PROPOSED NO. 9319)
Clause 23, Report No. 87, 1978

BY-LAWS (Cont'd)

(15) A By-Law to Authorize the Sale of a Portion of Allen Lane to the Ministry of Government Services.

(THIRD READING) (PROPOSED NO. 9320)
Clause 24, Report No. 87, 1978

(16) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act".

(THIRD READING) (PROPOSED NO. 9327)
Clause 11, Report No. 82, 1978

* * *

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 20

The Regular Meeting of City Council was held on Monday, September 11, 1978, at 8:05 p.m. in the Council Chamber, City Hall. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (13).

PRESENTATION TO

Mr. Robert Chamberlain

of Certificate of successful completion of two year course for Road Superintendents at the "T.J. Mahoney" Road School, sponsored by the Ontario Good Roads Association.

TABLING OF DOCUMENTS

(1) REPORT OF THE SPECIAL COMMITTEE TO REVIEW THE OFFICE OF THE CLERK-COMPTROLLER.

(Distributed at the Council Meeting).

The Special Committee notes that it has now completed its task and the review of the office of the Clerk-Comptroller is completed.

The Special Committee requests that the report be received by City Council on Monday, September 11, 1978, and, at that time a special meeting of Council, to be resolved into Committee-of-the-Whole, called by the Mayor for Monday, September 18, 1978, be set to consider its recommendations. Also, all department heads and representatives of the various bargaining groups are invited to attend City Council on September 11, in order that members of Council, Department Heads, Union Representatives, and the news media receive a copy of the final report simultaneously.

Moved by Ald. Webb,
Seconded by Ald. McArthur,

That the Special meeting of Council to be held on Monday, September 18th, 1978, at 7:30 p.m., to be resolved into the Committee of the Whole, be open to the public and that written submissions be received from Department Heads and any other interested parties.

CARRIED

MINUTES

Moved by Ald. Breen,
Seconded by Ald. McArthur,

That the Minutes of City Council meeting No. 19, held August 28, 1978, be amended to show that the Motion of Ald. Breen and Ald. Gerretsen, on page 634, reading as follows, was LOST 6:9 instead of "Carried".:

"That the recommendation of the Public Works Committee that $24,000. be provided from Finance Contingencies for reconstruction of the paved boulevard on the north

MINUTES (Cont'd)

side of York Street between Alfred and Nelson Streets, be approved."

LOST 6:9

and that the Minutes be further amended, under Unfinished Business, to delete the reference to "Victoria Park" on page 640 and substitute therefor the words "Churchill Park"; and delete on page 640 the words "not worth it" and substitute therefor "worth much more than $200.";

and further that the Minutes of City Council Meeting No. 19, held August 28, 1978, be adopted as amended.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications Nos. 576 to 585 as distributed, and to the referral of Communication No. 563 also to the Transportation Committee and the Finance Committee.

Filed

(553) From Mr. Norman Jackson, City Solicitor, notifying that on August 28, he appeared before the Ontario Municipal Board concerning the hearing into Zoning By-Law No. 9045 and that, after hearing all evidence, the Board approved the City's application. to rezone 0.2 acre parcel of land at the North West Corner of Clergy and Queen Streets from A to A.132.

(554) Minutes of the Kingston, Frontenac and Lennox and Addington Health Unit Board meeting held on August 25, 1978.

(555) Minutes of the N.I.P. Citizens Committee meetings held on July 17 and July 31, 1978.

(Copies have been distributed to members of Council.)

(556) Minutes of the Executive Committee of The Cataraqui Region Conservation Authority meeting held on August 16, 1978.

(557) From the Ministry of Treasury, Economics and Intergovernmental Affairs, "Background" Nos. 78/32 and 78/33.

(Copies have been distributed to members of Council.)

(558) Copy of "City of Kingston - New Library Recapitulation of Capital Funding" as at August 31, 1978, showing Unallocated Revenue - $1,755.43 and Uncommitted Funds - $7,310.04.

(Copies have been distributed to members of Council.)

(559) From the Social Planning Council, Kingston notifying that as part of the Experience '78 Project sponsored by the Ministry of Consumer and Commercial Relations, they have compiled a comprehensive Consumer Resource File that may be referred to at the Kingston Public Library.

(560) From the Ministry of Consumer and Commercial Relations acknowledging receipt of the City's resolution dealing with the standardization of refillable soft drink containers.

(561) From the International Joint Commission, Windsor, copy of their publication "Great Lakes, Focus" dated July, 1978.

COMMUNICATIONS (Cont'd)

Which Had Been Referred to the City of Kingston Planning Board

(562) Applications for Official Plan Amendment and Zone Change from Hubert Renaud, for Part Lots 128, 131 & 132, Plan 137, located at 361 Nelson Street, presently zoned as A5 residential. The applicant requests a commercial classification to construct an addition to his active spring and muffler repair shop.

Referred to the City of Kingston Planning Board, the Finance and Accounts Committee and the Transportation Committee

(563) Application for Official Plan Amendment from the Estate of Rebecca Cohen for the property located at 543 and 647 King Street and 120 and 124 Yonge Street to commercial. The property is presently zoned as A5 Residential and an application for Zone Change has recently been received for it to be changed to C1 Commercial.

Which Had Been Referred to the Community Services Committee

(564) From the Ministry of the Environment with respect to the City's proposed Noise Control By-Law and notifying that the model by-law has been revised and reissued in a new format. A master by-law form has been developed that may be placed before Council for approval after inserting the appropriate information and use of this format will expedite approval by the Ministry.

Which Had Been Referred to the Transportation Committee

(565) From Messrs. Jacob, MacPherson, Stewart & Hogan, solicitors for Dacon Corporation Limited with regard to the matter of dedication of the westerly extension of Green Drive, and notifying that it is in their client's interest that this be dedicated as quickly as practicable.

Referred to the Parks & Recreation Committee and the Transportation Committee

(566) From the Public Utilities Commission with respect to the Parks & Recreation Committee's approval to Zodiac Tours to provide transportation between Lake Ontario Park and City Hall and the Transportation Committee's approval to locate a bus stop sign opposite the main entrance to Lake Ontario Park for the Kingston Township Transit System.

Both these items were discussed at a recent Commission meeting, and it was decided to remind the Committees that as City transportation comes under the jurisdiction of the Commission, such requests should be referred to the Commission for its comments.

Referred to the Finance & Accounts Committee

(567) Application form for a conference to be held on Thursday, October 19 through to Sunday October 22 at the Donald Gordon Centre, Queen's University entitled "Municipalities in the Intergovernmental Process".

COMMUNICATIONS (Cont'd)

Filed

(568) From the Ontario Municipal Board with regard to the deadline for 1978 and 1979 Quota Charges on capital expenditure applications, as follows:

a) Applications received or bearing the mailing date on or before December 31, 1978, will be charged against the 1978 quota allocation provided there is sufficient balance remaining to cover such applications, and

b) Any such applications charged against the 1978 quota should not be included in the 1979 capital expenditure forecast for which a 1979 quota will be sought.

(569) From the Ministry of Housing, their "Newsletter" dated August 30th, 1978.

(570) Minutes of the Public Utilities Commission meetings Nos. 19 and 20 held 14th and 23rd August respectively.

(Note: Copies have been distributed to all members of Council).

Referred to the Finance and Accounts Committee

(571) From The Corporation of the City of Windsor, requesting endorsation of their resolution that the Province of Ontario be requested to rescind the requirement of a municipal auditor's statement of final costs prior to the payment of grants for major water and sewage projects.

(572) From The Corporation of the City of Windsor, requesting endorsation of their resolution that in order to further stimulate the economy, the Federal and Provincial Governments be requested to extend the sales tax reduction past the deadline date of October 7, 1978, this reduction having contributed significantly to cost saving in the purchase of municipal equipment and supplies in these times of financial restraints.

Referred to the City of Kingston Planning Board

(573) From the Minister of Housing, The Hon. Claude Bennett, correcting an oversight on his part in referring to the Kingston Area Planning Board as the Kingston and Suburban Planning Board when he amended the Constitution of the City's Planning area.

(574) From the Ministry of Housing, notifying that substantial alterations to the City's implementation stage documentation for the St. Lawrence/Cataraqui area (N.I.P.) must be made and that it is due to an oversight on the part of the Community Renewal Officer, the writer, and that he accepts full responsibility for the delay and inconvenience that will be caused.

Which Had Been Referred to the Transportation Committee

(575) From the Public Utilities Commission enclosing drawings showing bus stops and relocations approved at the Commission's Regular Meeting on September 5, 1978, and requesting approval of these changes.

COMMUNICATIONS (Cont'd)

Filed

(576) From the Ministry of Community and Social Services acknowledging receipt of copies of the City's endorsation of resolutions with respect to: Furniture Tariff Rates; Subsidy for Bridge Reconstruction and Repair; and Non-refillable Metal and Glass Containers.

(577) From the Director & Curator of the Hockey Hall of Fame, Toronto, acknowledging receipt of Council's resolution that Fred J. (Bun) Cook be appointed to the Hockey Hall of Fame and notifying that this has been forwarded to the Hockey Hall of Fame Selection Committee for consideration next June at which time it selects a maximum of three players.

(578) Copy of "Focus...on Taxation" dated August 28, 1978, by Thorne Riddell & Co., Chartered Accountants.

(579) From the Ministry of Correctional Services, a copy of their publication "Correctional Update", for July/August, 1978.

(580) From the Metric Commission, Canada, copy of their publication "Metric Monitor", dated August, 1978.

Referred to the Transportation Committee

(581) From the Department of the City Clerk, City of Toronto with respect to "Toronto Island Airport Study Program: Conclusions and Recommendations", enclosing an excerpt of a report which includes chapters entitled "A Course of Action for City Council" and "Recommendations" as well as a report from the Commissioner of Planning, outlining responses to concerns expressed by the public with respect to the report.

Referred to the Community Services Committee

(582) From the Superintendent of Business, Frontenac-Lennox and Addington County Roman Catholic Separate School Board with respect to a letter received from the Fire Chief concerning By-Law No. 7131, "A By-Law to Provide for the Licensing and Regulating of Public Halls".

The Board feels that the application of this By-Law will impose an added burden of cost and paper work as well as restrict schools making facilities available to the Community in the evenings and on weekends, and requests that the By-Law be amended to exclude applications to the schools of the Frontenac-Lennox and Addington County Roman Catholic Separate School Board.

Referred to the Public Utilities Commission and the Finance and Accounts Committee

(583) From the City of Chatham, requesting endorsation of their resolution that the Government of Ontario be petitioned to establish a continuous program for the funding of the capital and operating expenses incurred in the provision of transportation service for the physically disabled.

COMMUNICATIONS (Cont'd)

Referred to the City of Kingston Planning Board

(584) From the Ministry of Environment with respect to the Davis Tannery Property, enclosing a copy of their report detailing procedures for cleaning up of the site and amending their objection to the O.M.B. to the proposed rezoning and re-development of the site and withdrawing their objection provided approval is conditional on implementation of the attached clean-up procedures.

Referred to the City of Kingston Planning Board and the Finance and Accounts Committee

(585) From the S. & R. Department Store (1976) Limited, notifying that they believe the building of a major retail facility at either of the proposed Division Street locations will have a serious effect on the central and downtown business core of this city. Considering the additional retail space planned on the waterfront, possibly Place d'Armes, on the Greenwood property on Highway 15 as well as the Cadillac-Fairview centre in the township and extensive additions to Frontenac Mall and the K Mart plaza, they feel that further development such as Campeau is proposing is not only unnecessary but will be detrimental to the well being of the city centre.

PETITIONS

REPORTS

Ald. Matthews presented Report No. 88 of the Community Services Committee as follows:

Moved by Ald. Matthews,
Seconded by Ald. Clements,

That Report No. 88 of the Community Services Committee be received and adopted.

REPORT NO. 88

August 31, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

Ald. Timmins Tabled a copy of Page 1 of Health Unit Meeting No. 1978-6.

1. That the following question be submitted to the electors of the City of Kingston at the 1978 Municipal Elections:

"Are you in favour of the fluoridation of the public water supply of this municipality?"

CARRIED 12:1

REPORTS (Cont'd)

Report No. 88 - Community Services (Cont'd)

Respectfully Submitted,

(Signed) *K.W. Matthews* (Vice-Chairman)
John Clements
Neil McArthur

* * *

Ald. Mackenzie presented Report No. 89 of the City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Report No. 89 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 89

September 5, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

Ald. Tarnowecky withdrew from the meeting at 8:45 p.m.

1. WHEREAS on October 12, 1976 Council approved Development Control for a hotel at the corner of Ontario Street and the extension of Brock Street, now known as Howard Johnson's Confederation Place Hotel (see Clause 5, Report 99, 1976); and

WHEREAS one of the conditions of such approval was that all exterior signs be subject to the approval of the City; and

WHEREAS the following plans for exterior signs have now been submitted:

Plan #2 - Exterior Signage - Scale as shown - June 13, 1978

Plan #3 - Exterior Building Awnings and Canopies - Scale as shown - June 30, 1978

Plan 'A' - Ice Cream Sign - August 28, 1978

Plan 'B' - Lounge Canopies - August 28, 1978

Plan 'C' - Entrance Canopy - August 28, 1978

Plan 'D' - Fascia Canopies - August 28, 1978

Plan 'E' - Perspective - August 28, 1978

THEREFORE BE IT RESOLVED that the above plans be accepted in full satisfaction of the condition of Development Control approved by Council on October 12, 1976.

CARRIED 9:3
(Ald. Mackenzie Opposed)

REPORTS (Cont'd)

Report No. 89 - Planning Board (Cont'd)

2. That the following resolution of the City of Windsor be endorsed:

"WHEREAS the Province of Ontario has announced the extension for the fiscal period 1978-79 of The Ontario Home Renewal Program, and has provided increased funding totalling $20,000,000.00 in this regard; and

WHEREAS it would appear the $20,000,000.00 in funding in 1978-79 to Ontario municipalities will again not be sufficient in providing participating municipalities with the full grant, based on $2.00 per capita, they are entitled to receive; and

WHEREAS the outstanding success of the O.H.R.P. program over the past five years indicates a genuine need to have adequate O.H.R.P. funding available to enable Ontario municipalities to continue to assist eligible families in correcting substandard housing accommodation to comply with the municipality's minimum housing standard by-law requirements;

THEREFORE BE IT RESOLVED that the Province of Ontario BE URGED to provide sufficient additional funding in 1978-79 to the Ontario Home Renewal Program to ensure that all Ontario municipalities will receive a full provincial grant, based on $2.00 per capita, and thus allow municipalities to continue the uninterrupted administration of this highly successful housing renewal program."

CARRIED 10:2
(Ald. Timmins, Ald. Webb Oppo

3. That, as recommended by the Development Control Committee, the following plans submitted by Queen's University for a one-storey 12 foot by 66 foot storage building at Richardson Stadium:

Plan 1 - Elevation & Floor Plan - August 15, 1978

Plan A-1 - Site Plan - January, 1971

be approved, subject to the owner entering into a development control agreement which shall include the condition that development shall be in accordance with the above listed plans.

CARRIED

Respectfully Submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Grant Timmins

* * *

REPORTS (Cont'd)

Ald. French withdrew from the meeting at 8:50 p.m. and returned at 8:51 p.m.
Ald. Tarnowecky returned to the meeting at 8:50 p.m.

Ald. Tarnowecky presented Report No. 90 of the Transportation Committee as follows:

Council consented to the deletion of the words "Thirty Feet" in Clause 3, and the substitution therefor of the words "Sixty Feet".

Council also consented to the addition to Clause 15, and to the withdrawal of Clause 9.

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 90 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 90

To the Mayor and Aldermen: August 30th, 1978

The Transportation Committee reports and recommends as follows:

1. That, notwithstanding the provisions of By-law 10, Bell Canada be permitted to pave the boulevard with concrete at the front of the Bell Canada Administration Building at 449 Princess Street, from the existing driveway on the east side of the property to the west property limit, an area measuring approximately 75' x 5', and to plant two trees in suitable locations in openings in the pavement.

CARRIED

2. That an actuated traffic signal be installed at the intersection of King Street and West Street, and that approval be obtained from the Ministry of Transportation and Communications for subsidy.

CARRIED

3. That, notwithstanding the provisions of By-law 10, approval be given to the installation of a four-foot chain link fence of approximately sixty feet in length on Greer Street, as requested by Mr. J. Spearin.

CARRIED AS AMENDED

NOTE: The provisions of By-law 10 state that owners may erect fences on the street allowance of the City of Kingston of not more than 3 feet in height.

4. That, notwithstanding the provisions of By-law 10, the Capitol Theatre on Princess Street be permitted to pave the gravel boulevard on Queen Street, subject to the condition that no parking be allowed thereon.

CARRIED 12:1
(Ald. Matthews Opposed)

REPORTS (Cont'd)

Report No. 90 - Transportation (Cont'd)

5. That the following street lighting improvements be approved:

	Estimated Cost:
1. Union Street from Albert Street to Mowat Avenue. Replace 29 existing 500 watt incandescent luminaires with 400 watt mercury vapour,	$5,800.00
2. Concession Street from Princess to Division. Replace 21 existing 500 watt incandescent luminaires with 400 watt mercury vapour,	$4,200.00
3. Rideau Street from Railway Street to Barrack Street. Replace 26 existing 500 watt incandescent luminaires with 400 watt mercury vapour,	$5,200.00
	$15,200.00

Funds are provided in the 1978 budget for this purpose.

CARRIED

6. That the maximum penalty for violation of subsection 8 of section 22 of By-law 24 (Traffic) with respect to repair of vehicles on the boulevard, be raised to $1,000.00 as permitted by The Municipal Act, and as recommended by the City Solicitor.

NOTE: By-law 24, section 22, subsection 8: Any person violating any of the provisions of this by-law, other than those set forth in the foregoing section 22(3) and section 22(4), shall be liable to a penalty of not more than $10.00 for the first offence and to not more than $25.00 for every subsequent offence exclusive of costs and all such penalties shall be recoverable under The Summary Convictions Act.

CARRIED

7. That the following action of the Committee, pursuant to section 53 of By-law 1, be ratified:

That the Public Utilities Commission install new bus stops in the following locations:

Parkway W/S at Princess	- from 50 feet south of Princess, 60 feet southerly,
Parkway E/S at Princess	- from 50 feet south of Princess, 60 feet southerly,
Parkway W/S	- from 580 feet south of Princess, 60 feet southerly,
Parkway E/S	- From 580 feet south of Princess, 60 feet southerly,
Parkway E/S at turnaround	- From turnaround 60 feet northerly.

REPORTS (Cont'd)

Report No. 90 - Transportation (Cont'd)

7. (Cont'd)

And further, that the following bus stops be removed:

Princess St. N/S, opposite Cumberland apartments, 80 feet (By-law 4865-1965)
Princess St. S/S, in front of Cumberland apartments, 80 feet (By-law 4865-1965).

And further, that the bus stop shelter presently on Princess Street be relocated to the east side of the Parkway, 580 feet south of Princess Street;

And further, in connection with the new bus route, that no parking be permitted in the Turning Circle at the south end of the Parkway.

CARRIED 12:1
(Ald. Mackenzie Opposed)

Ald. Hawkins withdrew from the meeting at 9:10 p.m.

8. That the following action of the Committee, pursuant to section 53 ofBy-law 1, be ratified:

That the Public Utilities Commission install new bus stops in the following locations:

Johnson St. S/S at Barrie - from Barrie St. 60 feet easterly,
Johnson St. S/S at Clergy - from Clergy St. 60 feet easterly,
Johnson St. S/S at Sydenham - from Sydenham St. 60 feet easterly.

LOST 6:6

Ald. Hawkins Returned to the meeting at 9:15 p.m.

9. That the action of the Mayor and Chairman in authorizing the closing of Ontario Street from Market Street to Brock Street for about one hour on August 27th, for a car rally sponsored by the Canadian Council of the Blind, Kingston Friendship Club, be confirmed.

WITHDRAWN

10. That the Traffic and Streets Department be responsible for enforcing the Noise Control By-law in conjunction with the Police Department, and that Mr. E. Taugher, Assistant Administrator of Traffic, Streets and Parking Department be appointed Noise Control Enforcement Officer, on the condition that his classification shall remain the same.

CARRIED

11. That, notwithstanding the provisions of By-law 10, the owner of 321 Napier Street be permitted to pave a narrow four foot allowance of city property having a length of approximately 56 feet, subject to the owner agreeing not to oppose future local improvement of the area, and subject further to no parking on the boulevard.

REFERRED TO PUBLIC WORKS COMMITTEE
(See following Motion of Referral)

REPORTS (Cont'd)

Report No. 90 - Transportation (Cont'd)

11. (Cont'd)

Moved by Ald. Clements,
Seconded by Ald. French,

That Clause 11, Report No. 90 be referred to the Public Works Committee for a report on the scheduling of future paving and widening in this area.

CARRIED

Ald. Clements withdrew from the meeting at 9:30 p.m.
Ald. French withdrew from the meeting at 9:30 p.m. and returned at 9:31

12. That, notwithstanding the provisions of By-law 10, the owner of 254 Rideau Street be permitted to install concrete slabs at the front of his property, subject to the condition that no parking be allowed on the boulevard.

LOST 5:7

13. That Bayswater Place and the extension of Green Drive be dedicated as public streets.

CARRIED

Ald. Clements returned at 9:40 p.m.

14. That clause 5 of Report No. 82 be amended to now read as follows:
That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that alternate day parking be established on Macdonnell Street, between First Avenue and Concession Street, as follows:

EAST SIDE - Parking prohibited Monday, Wednesday and Friday from 9:00 a.m. to midnight. (instead of 6 p.m.)

WEST SIDE - Parking prohibited Tuesday, Thursday and Saturday from 9:00 a.m. to midnight. (instead of 6 p.m.)

NOTE: At the present time, parking is permitted at all times.

CARRIED
August 30, 1978.

15. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that a loading zone be established on the south side of Princess Street, east of Ontario Street, for Crawford Fuels.

CARRIED

Respectfully Submitted,

(Signed) *Y. Tarnowecky* (Chairman)
T.D. French
G. Allmark,
John Clements
G. Webb

* * *

REPORTS (Cont'd)

Ald. Gorham presented Report No. 91 of the Parks and Recreation Committee as follows:

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 91 of the Parks & Recreation Committee be received and adopted clause by clause.

Report No.91

August 31, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Bay Yachts - $987.20 - purchase/rental arrangement for the use and acquisition of a mirage dinghy for the Sail Kingston Program

Gill Refrigeration Ltd - $1356.29 -

$75.00 - on-going maintenance of City Hall air conditioning equipment
$80.00 - repairs to air conditioning equipment at Portsmouth Olympic Harbour building
$600.00 - annual service and maintenance of air conditioning equipment at Portsmouth Olympic Harbour building
$601.29 - repairs to air conditioning compressor unit in restaurant area at Portsmouth Olympic Harbour building

Burton's Sanitation Ltd - $600.00 - chemical weed control at Portsmouth Olympic Harbour

CARRIED

2. That City Council be informed that, since all the tenders received for renovating the floor at the Elmer Youth Centre exceed the funds provided for the work and because of the lateness of the year, the work cannot proceed this year and the Committee on Parks and Recreation strongly recommend to the incoming Committee the urgency of the work.

CARRIED 11:2
(Ald. Breen, Ald. Tarnowecky Opposed)
(See following Motion of Amendment, Which was Lost)

REPORTS (Cont'd)

Report No. 91 - Parks & Recreation (Cont'd)

2. (Contd)

Moved by Ald. Breen,
Seconded by Ald. Tarnowecky,

That Clause 2, Report No. 91, be amended by the deletion of the words "and the Committee on Parks & Recreation strongly recommend to the incoming Committee the urgency of the work".

LOST 4:9

Respectfully Submitted,

(Signed) *M.B. Gorham* (Chairman)
Grant Timmins
John Clements
T.D. French
G. Webb

* * *

Ald. Tarnowecky withdrew at 9:55 p.m.

Ald. Breen presented Report No. 92 of the Public Works Committee as follows:

Council consented to the amendment of Clause 4, by deleting the words "Norman Rogers Drive" and substituting therefor the words "Silver Street".

Moved by Ald. Breen,
Seconded by Ald. McArthur,

That Report No. 92 of the Public Works Committee be received and adopted clause by clause.

Report No.92

September 5, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the following accounts be paid -

Edwards Ford-Mercury Sales Ltd - $1275.78 - equipment repair parts

Edwards Ford-Mercury Sales Ltd - $802.83 - equipment repair parts

CARRIED

REPORTS (Cont'd)

Report No. 92 - Public Works (Cont'd)

2. That the tender of R.Ouelette, 316 Westdale Ave., Kingston, to supply 6000 c.y., more or less, of winter control sand at a price of $3.00 per c.y. mixed, be accepted, subject to the satisfactory gradation testing being carried out.

CARRIED

3. That the tender of the Canadian Salt Co to supply 4000 tons, more or less, of coarse crushed rock salt for ice control purposes at a tax included price of $19.816 per ton, be accepted being the lower tender received.

CARRIED

Ald. Webb withdrew at 10:55 p.m.

4. That, subject to the approval of the Ministry of Transportation and Communications, the tender of Amherst Construction Limited, in the amount of $78,278.00, to construct storm sewers in Roden St between Johnson and Silver Street, McMahon Ave between Indian Rd and Strathcona Crescent and in Silver St., in accordance with plans and specifications prepared by the City Engineering Department, be accepted being the lowest tender received.

CARRIED AS AMENDED

5. That, subject to the approval of the Ministry of Transportation and Communications and the concurrence of the Public Utilities Commission, the tender of Donald A.Foley Ltd., in the amount of $49,303.25, to -

a) construct an asphalt pavement on Algonquin Terr. from Champlain Ave to the end of the street, including curb, gutter and boulevard,

b) construct asphalt pavement on Queen Mary Rd from Bath Rd northerly 190' including curb, gutter, boulevard and concrete sidewalk.

c) construct a 12" watermain in Queen Mary Rd from Bath Rd northerly 300',

in accordance with plans and specifications prepared by the City Engineering Department and the Public Utilities Commission, be accepted being the lower tender received.

CARRIED

REPORTS (Cont'd)

Report No. 92 - Public Works (Cont'd)

6. That, since it is declared desirable that the reconstruction of the concrete sidewalk on the east side of Division St., 4'.9' wide, from Railway St southerly 72'.66 should be undertaken as a local improvement, a by-law be passed to authorize the reconstruction of the sidewalk under the provisions of Section 8 of the Local Improvement Act -

Total estimated cost	$2130.00
Owner's share	581.42
City's share	1135.77
Anticipated MTC subsidy	412.81
Debenture amount	1717.19

provision for this expenditure having been made in the 1978 Capital Budget.

CARRIED

7. That, since a sufficiently signed petition has been received, a by-law be passed to authorize the reconstruction of the concrete sidewalk on the south side of Johnson St from Wellington St westerly 77' at a width of 4'.9 under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$2260.00
Owner's share	692.15
City's share	1151.79
Anticipated MTC subsidy	416. 06
Debenture amount	1843.94

provision for this expenditure having been made in the 1978 Capital Budget.

CARRIED

8. That, since the amount of the lower tender for construction of a 40 ft, asphalt pavement incorporating the existing pavement in the work including curb, gutter and boulevard on Queen Mary Rd from Bath Rd northerly 190 ft. will result in an over-run of the by-law amount, By-law No.9294 be amended by increasing the by-law amount from $12,000.00 to $13,770.00 and the cost apportionment as follows -

	Present		Proposed
Total estimated cost	$12,000.00		$13,770.00
Owner's share	# 8,629.66	#	9,902.75
City's share	# 3,370.14	#	3,867.25
Debenture amount	12,000.00		13,770.00

= Beaufort Realties (1964) agree to assume under "Development Agreement "

there being sufficient funds for this work in the 1978 Capital Budget.

CARRIED

REPORTS (Cont'd)

Report No. 92 - Public Works (Cont'd)

9. That, since the amount of the lower tender for construction of an asphalt pavement with curb, gutter, boulevard and turning circle on Algonquin Terrace from Champlain Ave to the end of the street will result in an over-run of the by-law amount, By-law No.9250 be amended by increasing the amount from $29,525.63 to $31,240.00 and the cost apportionment as follows -

Present		Proposed
Total estimated cost	$29,525.63	$31,240.00
Owners' share	9,450.12	10,022.10
City's share	10,037.76	10,608.95
Anticipated MTC subsidy	10,037.75	10,608.95
Debenture amount	19,487.88	20,631.05
Rate per foot frontage	12.79	13.56

there being sufficient funds for this work in the 1978 Capital Budget.

CARRIED

10. That, since the existing pavement is in very bad condition and additional width is required, a General Rate By-law be passed to authorize the reconstruction and widening of the pavement on Queen St from Bagot to Barrie St including a storm sewer and storm outlet sewer in Sydenham St from Queen to Princess St -

Total estimated cost	$468,000.00
City's share	131,000.00
Anticipated MTC subsidy	337,000.00
Debenture amount	131,000.00

there being sufficient funds for this work in the 1978 Capital Budget.

Note - Connecting Link subsidy may be available for this project in 1979. This section completes the improvement of Queen St.

CARRIED

Respectfully submitted,

(Signed) B.E. Breen (Chairman)
Neil McArthur
G. Allmark
J. Hawkins
K.W. Matthews

* * *

REPORTS (Cont'd)

Ald. Mackenzie presented Report 93 of the Finance & Accounts Committee as follows:

Council consented to the addition of Clause 18.

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 93 of the Finance and Accounts Committee be received and adopted clause by clause.

Ald. Tarnowecky and Ald. Webb returned to the meeting at 10 p.m.

Report No. 93

To The Mayor and Aldermen: September 6, 1978.

The Finance and Accounts Committee reports and recommends as follows:

1. That, as requested by the Downtown Core Committee, the amount of $745. be made available to finance a trip for three members of the Committee to attend a Ministry of Housing Downtown Forum in Toronto on November 29th, 30th and December 1st, 1978, it being noted that monies in the amount of $250. approved for a trip to Ottawa will be applied towards this expense; and further that the following budget transfer be approved:

	Increase	Decrease
FINANCE		
Travelling	$495.	-
FINANCE		
Contingencies	-	$495.

(Note: Total cost of the trip will be $745. less amount previously approved of $250, leaving a balance of $495. required.)

(Ref. 4-3.4).

CARRIED

Ald. French withdrew at 10:01 p.m.

2. That, as recommended by the Community Services Committee, and subject to the approval of the Ministry of Community and Social Services, the amount of $1,258. be provided to subsidize places at the new West End Childrens' Centre from September 11, 1978 to December 31, 1978; and further that the following budget transfer be approved:

	Increase	Decrease
SOCIAL SERVICES DEPT.		
Day Nurseries	$6,291.	-
Revenue - Day Nurseries	5,033.	-
FINANCE		
Contingencies	-	$1,258.

(Ref. 4-1.1)

CARRIED 12:1
(Ald. Hawkins Opposed)

Ald. French returned at 10:05 p.m.

REPORTS (Cont'd)

Report No. 93 - Finance & Accounts (Cont'd)

3. That, as requested by the Public Utilities Commission, and subject to the approval of the Ontario Municipal Board and the Ministry of Transportation and Communication two 53-passenger buses be ordered this year with delivery and payment in 1979 at an estimated cost of $162,000. City's share 25% - $40,500, Province's share 75% - $121,500.

(Note: Provision for the City's share in the amount of $40,500. will be made in the 1979 current budget.)
(Ref. 17-11.2)

CARRIED 9:4
(See following Motion of Referral Which was Lost)

Moved by Ald. Webb,
Seconded by Ald. Timmins,

That Clause 3, Report No. 93, be referred to the 1979 Council.

LOST 5:8

4. WHEREAS the amount of the original quotation for telephone installation for the new Library was $762.50 and it was proposed that at the time of installation the charges would be included in the items on the regular monthly billing from Bell Canada;

AND WHEREAS the charges for the installation amount to $859.25 as it was found that the substitution of three units at a cost of $32.25 per unit with no monthly charge would be advisable to the installation of the proposed three jack arrangements at a monthly cost of $8.60;

THEREFORE BE IT RESOLVED that as approved by the Kingston Public Library Board, the additional amount of $96.76 be paid for out of the Contingency fund for the Library.
(Ref. 17-10).

CARRIED

Ald. Hawkins withdrew at 10:50 p.m. and returned at 10:52 p.m.
Ald. Gorham withdrew at 11:05 p.m. and returned at 11:06 p.m.
Ald. Clements withdrew at 11:08 p.m. and returned at 11.10 p.m.

5. That, effective December 1, 1978, the Aldermanic remuneration be increased from $5,100. to $7,500. per annum.

(Ref. 19-1)

REFERRED BACK TO FINANCE AND ACCOUNTS COMMITTEE
(See following Motion of Referral)

Moved by Ald. Clements,
Seconded by Ald. Gorham,

That Clauses 5 and 6, Report No. 93, be referred back to the Finance and Accounts Committee with instructions to establish a three-person committee with a suggested composition of persons from Labour, Business and the community at large to review the remuneration of Aldermen and Mayor and report back to Council by January, 1979,

REPORTS (Cont'd)

Report No. 93 - Finance & Accounts (Cont'd)

5. (Cont'd)

said committee to also look at future increases and the methodology of them; to compare remuneration in other cities, time involved, attitudes of the public, whether an increase is an incentive to run etc.

CARRIED 11:2

6. That the Mayor's salary be increased effective December 1, 1978, from $15,000. to $21,000. on the understanding that he will receive in addition the amount of $1,500. for serving as a member of the Public Utilities Commission, but will receive no remuneration for serving on the Police Commission.
(Ref. 19-1)

REFERRED BACK TO THE FINANCE & ACCOUNTS COMMITTEE
(See above Motion of Referral)

Ald. Timmins withdrew at 11:45 p.m.

7. That, as the regular Council Meeting would be held on November 13, 1978, which is Election Day, the regular meeting of Council be held on November 6, 1978.

CARRIED

8. That the O.H.R.P. office be relocated from 19 Queen Street to a portion of the space now occupied by the Building Inspection Department, and that the amount of $1,000. be provided from Finance Contingencies to cover the cost of the necessary renovations.
(Ref. 3-7.11)

CARRIED

9. That a lease be entered into with Hawthorne Protection Services Limited for the space now occupied by the N.I.P. office at 19 Queen Street (720 square feet), said lease to contain the following conditions:

a) Annual rental - $3,360 (720 sq. ft. at $4.67 per sq. ft.) payable $280 monthly for a period commencing October 1st, 1978 to September 30, 1979.

b) Lessee to pay all business tax.

c) Lessor to pay all taxes, water rates, electric and gas.

d) Lessor shall provide reasonable access to wash rooms and provided that the easterly area used for a storage area is connected to an entrance, the lessor shall provide an equal area in the room to the rear for storage.

(Ref. 3-7.11)

CARRIED

REPORTS (Cont'd)

Report No. 93 - Finance & Accounts (Cont'd)

10. That Council concur with the recommendation of the Association of Municipalities of Ontario with regard to freedom of information and individual privacy as follows, it being noted that under item 2 b) "Confidentiality of Documents", the same example of exceptions should apply as for the open council meetings in item 2 a).

1. The Association endorses, as a general principle, the right of the individual in society to full, objective and timely government information, and the corresponding duty of municipal government to make available information about its affairs.

2. The Association strongly supports a comprehensive review and updating of all legislation governing public access to municipal information with a view to its consolidation and clarification in accordance with the following recommendations:

a) The Association would support the introduction of legislation which, having regard to the distinctive nature of municipal government, would establish clear rules concerning the conduct of public business in municipalities by stipulating that all meetings of councils, committees of council and local boards shall be open to the public subject to certain specific exceptions. (For example, when personnel, labour relations, property acquisitions, and advice of counsel on pending or possible litigation matters are being dealt with.)

b) The legislation should place all municipal records in the public domain and specify any exceptions that are to be made to this general rule.

c) Municipalities should not be compelled to provide copies of documents that are filed with the municipality and subject to copyright or similar restrictions (e.g. architects' plans). Councils should be allowed to set reasonable fees and establish other reasonable procedures for the production and inspection of all documents.

d) Disputes concerning freedom of information should be resolved by the courts or by a tribunal set up for such purpose. The courts or tribunal should be empowered to impose conditions on the release and use of information.

CARRIED

11. WHEREAS as a result of negotiations between the City of Kingston and Local 498 I.A.F.F., the City of Kingston has agreed to pay each Firefighter a cleaning allowance of $45. per annum.

THEREFORE BE IT RESOLVED that as requested by the Community Services Committee, the following budget transfer be approved:

	Increase	Decrease
FIRE DEPARTMENT		
Account No. 3333	$4,275.	-
FINANCE		
Contingencies	-	$4,275.

REFERRED BACK TO COMMITTEE

(See following Motion of Referral)

REPORTS (Cont'd)

Report No. 93 - Finance & Accounts (Cont'd)

11. (Cont'd)

Moved by Ald. Tarnowecky,
Seconded by Ald. Gorham,

That Clause 11, Report No. 93 be referred back to the Finance and Accounts Committee for clarification.

CARRIED

12. That the property at 21-25 Ellice Street be sold to Mr. A.Z. Arthur at a price of $2,500., subject to the following conditions:

1. The owner enters into a site plan agreement concerning parking and landscaping.

2. Land be reserved for a daylight triangle.

(Ref. 12-4)

CARRIED

Ald. French and Ald. Webb withdrew at 11:55 p.m. and returned at 11:56 p.m.
Ald. Timmins returned at 11:55 p.m.

13. That a lease be entered into with the Kingston Rowing Club for a parcel of land in Orchard Street Park to erect a building thereupon that will provide storage, shower and training facilities, said lease to contain the following main conditions:

1. Term - 12 yrs. - $1.00 per yr. for a section of the waterfront property approx. 180' x 50' in Orchard Street Park.

2. Site development plan to be presented to the Department of Parks & Recreation for approval prior to any construction. Copy of the site plans shall be submitted for development control approval.

3. Agreement to be null and void if within two years after the date of the agreement, the Lessee fails to develop the property or at any time by the mutual agreement of the two parties.

4. Maintenance of the club house in good repair by the Lessee.

5. Department of Parks and Recreation allowed the use of the facilities by mutual agreement for City recreational reasons when not in use by the Rowing Club.

6. Parking of cars of members and visitors to the said club house to be restricted to the parking area designated.

7. Adoption by the Lessee of a membership fee structure which is not exclusive.

8. Lessee to pay all costs of or rates for electricity, water, utilities and servicing the said premises.

9. City Treasurer to have the right to inspect the financial records.

10. The Lessee to indemnify and save harmless the City.

REPORTS (Cont'd)

Report No. 93 - Finance & Accounts (Cont'd)

13. (Cont'd)

11. That with the agreement of Council, the Cataraqui Canoe Club may enter into a joint lease with the City and the Kingston Rowing Club for joint use of this site with the Cataraqui Canoe Club to be responsible for an extension to the facility.

12. That any artifacts discovered on the parcel of land to be leased shall remain the property of the City.

And further that the entering into of this lease is subject to a positive report from the Ministry of the Environment regarding soil tests being done in this area.
(Ref. 3-7)

CARRIED AS AMENDED
(See following Motion of Amendment)

Moved by Ald. Webb,
Seconded by Ald. Tarnowecky,

That Clause 13, Report No. 93 be amended by the addition of subsection 12 as follows:

"12. That any artifacts discovered on the parcel of land to be leased shall remain the property of the City."

CARRIED

Moved by Ald. Webb,
Seconded by Ald. Timmins,

That in accordance with By-Law No. 1, permission be granted to continue the meeting past 12 p.m.

CARRIED

14. That a lease be entered into with the Kingston Marine Museum for space at the former Ontario Street Dry Dock property, the Department of Public Works Canada having approved of a sub-lease under date of August 9, 1978, said lease to contain the following main conditions:

1. Term of lease from August 1, 1978 to the 29th day of November, 2007, for $1.00 per year.

2. Lessee will pay all business taxes, licences and permits for the demised premises.

3. Lessee accepts the said premises and appurtenances in their present condition and state of repair and will repair and maintain same.

4. Lessee agrees not to make any initial repairs, replacements, alterations, additions, changes, substitutions or improvements affecting the structure of the building, the exterior of the building or the operation of mechanical systems in excess of $2,000. in cost in any twelve month period without first obtaining written approval of the Lessor or if the cost does not exceed $2,000. without the approval of the Parks and Recreation Committee.

5. Lessee agrees to indemnify and save harmless the City.

REPORTS (Cont'd)

Report No. 93 - Finance & Accounts (Cont'd)

14. (Cont'd)

6. Lessee agrees to promote and participate in programs where mutual benefit can be gained through package offerings with other similar or compatible operations of the City.

7. Lessee to assume the conditions assigned to the City by "Her Majesty" as it may pertain to the demised premises.

8. Lessee shall assume the cost of water, sewer and electrical utilities and for bringing said services to the said premises.

9. The Lessee shall make application for any amendment to the agreement in order to include the Dry Dock area as part of the leased lands.

10. The premises are to be used solely for the operation of a marine museum.

11. The Lessor may enter upon and take possession of the demised premises in each of default in the fulfillment of any covenants on the part of the Lessee if said default is continued for one calendar month. Lessor shall with reasonable particularity state the nature of the default and require the same to be remedied and the Lessee shall have from the receipt of such notice sixty days or such longer period as may be reasonably necessary, bearing in mind the nature of the default, to correct the default.

12. The Lessor will arrange for fire insurance coverage for these premises with the Lessee to reimburse the Lessor for the cost involved.

(Ref. 3-7)

CARRIED

Ald. Matthews withdrew at 12:01 p.m. and returned at 12:04 p.m.
Ald. Tarnowecky withdrew at 12:03 p.m.

15. That, subject to the approval of the Ontario Municipal Board and the Ministry of Community and Social Services, the City enter into a two year agreement with the Kingston Regional Laundry for the handling of the linen at Rideaucrest Home for the Aged, said agreement to commence January 1, 1979, and that the amount of $84,360 be included in the 1979 budget for this purpose which is eligible for 80% subsidy from the Provincial Government, it being noted that the Kingston Regional Laundry will provide $15,000. worth of bedding linen at the commencement of this agreement.

(Note: Total Estimated Direct Cost $84,360.
Provincial Govt. Subsidy (80%) $67,488.

City Share (20%) $16,872.)

(Ref. 13-9)

CARRIED

REPORTS (Cont'd)

Report No. 93 - Finance & Accounts (Cont'd)

16. WHEREAS Bill 80 was given Third Reading on June 13, 1978 and received Royal Assent on June 20, 1978, providing that members of Council or other persons appointed by Council to serve as a member of a Local Board may not be paid a remuneration by the Board.

AND WHEREAS the definition of "local board" includes all boards with the exception of the Public Utilities Commission;

AND WHEREAS a remuneration may be paid by City Council upon passing of a by-law;

NOW THEREFORE BE IT RESOLVED that a By-Law be presented to Council to ratify, confirm and approve the payment of the remuneration of persons appointed to the following for the period June 20, 1978 until November 30, 1978:

Police Commission
City of Kingston Planning Board
Court of Revision
Committee of Adjustment
Cataraqui Region Conservation Authority
Suburban Roads Commission
Kingston, Frontenac, Lennox & Addington Health Unit.

CARRIED

17. That the Brief prepared by the Committee of Municipalities on problems faced by urban municipalities to be presented to the Premier of Ontario on September 12, 1978, be endorsed.

(Note: A copy of the Brief was distributed to all members of Council with the Finance Agenda.)

CARRIED

18. That the resignation of Ms. Patricia A. Warwick from the Local Architectural Conservation Advisory Committee be accepted with regret.

CARRIED

Respectfully Submitted,

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
M.B. Gorham
Y. Tarnowecky

* * *

UNFINISHED BUSINESS

Ald. Webb said that at the last meeting of Council a motion was passed endorsing the nomination of Fred J. "Bun" Cook to the Hockey Hall of Fame located in Toronto, Ontario and that the Selection Committee be notified of the City of Kingston's request in this matter. He apologized to the staff of the Clerk-Comptroller's Department for the fact that the names of the Selection Committee were not made available. He supplied a list of the members and their addresses.

UNFINISHED BUSINESS (Cont'd)

Ald. Webb pointed out that the public meeting on the Place d'Armes development was scheduled for Thursday, September 14, 1978, at 8 p.m. This would conflict with the meeting of the Community Centre Board. He asked the City Hall staff to arrange to change a couple of these meetings if possible.

Ald. Webb said that he had received complaints with regard to the dust on Wellington Street from Queen to Place d'Armes. He had called the contractor, Mr. Foley, but had not been able to reach him and he had not as yet received a return call. He was unable to reach the Commissioner of Works and was told that the Deputy City Engineer had an unlisted telephone number. He had reached the Duty Foreman, Mr. Christmas, who looked after the situation and he would like to thank him for going out of his way to be of help. The Commissioner of Works is going to see that a road is never left in a condition like this again.

Ald. Timmins said that he would like to draw to the attention of the Public Works Department the condition of the block on Princess Street between Barrie and Division. There is a great deal of garbage on the street and sidewalks in this block.

Ald. Timmins said that he had received complaints about the City taxes applied to condominiums at 19 MacPherson Avenue. He would like the proper committee to review this tax structure. It appears very unfair as they are also paying for essential services over and above the taxes.

Mayor Keyes said that the Board of Directors for one of the condominium developments met with City representatives to discuss the tax structure and the fact that they do not receive the same services, i.e. street cleaning, garbage collection, etc. This was referred to the Public Works Committee and they considered it but did not make any changes. There is an inequity in the system. He did not know if under the Assessment Act the municipality had the authority to reduce the taxes.

Ald. Timmins said that he would appreciate the comments of the City Solicitor and would ask that he review the new legislation that has been sent out.

Ald. McArthur said that last Monday he had attended the Over the Hill Soapbox Derby with the local member of Parliament. It was questioned why the City did not erect signs in the park prohibiting dogs running at large and defecating. He questioned why the Parks Department and the Transportation Committee had not done this and asked that they look into this matter.

Mayor Keyes reminded the members of Council of the 5:30 meeting of the Regional Economic Development Committee scheduled for the Loyalist Room on Tuesday, September 12, 1978. It is proposed to discuss a concept of area development. Ald. Mackenzie had agreed to chair the beginning of the meeting as he would be in Toronto and would not be able to be in time for the first part of the meeting. He urged the members of Council to attend and in particular the members of the Transportation Committee.

* * *

BY-LAWS

Council consented to the following amendments:

a) That By-Law 2 be split up as follows:

"(2A) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clause 7, Report No. 90) (Ministry of Transport Approval Required).
(FIRST & SECOND READINGS) (PROPOSED NO. 9329A)
Clause 7, Report No. 90, 1978

BY-LAWS (Cont'd)

(2B) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clauses 6, 7 and 8, Report No. 90).

(FIRST & SECOND READINGS) (PROPOSED NO. 9329B0
Clauses 6, 7 and 8, Report No. 90, 1978 "

and further that the reference to Clause 8, Report No. 90 be deleted from By-Law 2B and the reference to Clause 15, Report No. 90, be added to By-Law 2A.

b) That By-Law 3 be presented for Three Readings.

c) That By-Law 8 be split up as follows:

"(8A) A By-Law to Authorize the Reconstruction and Widening of the Pavement on Queen Street from Bagot to Barrie Streets (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9335A)
Clause 10, Report No. 92, 1978

"(8B) A By-Law to Authorize the Construction of a Storm Sewer in Queen Street from Bagot to Barrie Streets Including a Storm Sewer Outlet in Sydenham Street from Queen Street to the existing Sewer in Princess Street (General Rate).
(FIRST & SECOND READINGS) (PROPOSED NO. 9335B)
Clause 10, Report No. 92, 1978 "

d) That By-Laws 9, 14 and 15, be withdrawn from presentation to Council.

e) That By-Law 17 be presented to Council as follows:

"(17) A By-Law to Ratify, Confirm and Approve the Payment of the Remuneration of Persons Appointed to Various Boards for the Period June 20, 1978 until November 30, 1978.

(THREE READINGS) (PROPOSED NO. 9338)
Clause 16, Report No. 93, 1978

(A) Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That By-Laws 1 to 8B, 10 and 17 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Breen,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law 1 be suspended for the Purpose of Giving By-Laws 3, 10 and 17 their Third Reading.

CARRIED

(C) Moved by Ald. Gorham,
Seconded by Ald. Tarnowecky,

That By-Laws 3, 10 to 13 and 16 and 17 be given their Third Reading.

CARRIED

BY-LAWS (Cont'd)

(1) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act". (Traffic Signals: King & West Streets).

(FIRST & SECOND READINGS) (PROPOSED NO. 9328)
Clause 2, Report No. 90, 1978

(2A) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clauses 7 & 15, Report No. 90).

(FIRST & SECOND READINGS) (PROPOSED NO. 9329A)
Clauses 7 & 15, Report No. 90, 1978
Ministry of Transport Approval Required.

(2B) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clauses 6 & 7, Report No. 90).

(FIRST & SECOND READINGS) (PROPOSED NO. 9329B)
Clauses 6 & 7, Report No. 90, 1978

(3) A By-Law to Dedicate Bayswater Place and the Extension of Green Drive as Public Streets.

(THREE READINGS) (PROPOSED NO. 9330)
Clause 13, Report No. 90, 1978

(4) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the East Side of Division Street 4'.9" wide From Railway Street Southerly 72'.66 Under the Provisions of Section 8 of The Local Improvement Act.

(FIRST & SECOND READINGS) (PROPOSED NO. 9331)
Clause 6, Report No. 92, 1978

(5) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the South Side of Johnson Street from Wellington Street Westerly 77' at a Width of 4'.9 Under the Provisions of Section 7 of The Local Improvement Act. (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9332)
Clause 7, Report No. 92, 1978

(6) A By-Law to Amend By-Law No. 9294, "A By-Law to Authorize the Construction of a 40' Wide Asphalt Pavement in Queen Mary Road from Bath Road Northerly 180', Incorporating the Existing Pavement in the Work Including Curb, Gutter and Boulevard, Under the Provisions of Section 7 of The Local Improvement Act. (Petition)" (Increase Costs).

(FIRST & SECOND READINGS) (PROPOSED NO. 9333)
Clause 8, Report No. 92, 1978

BY-LAWS (Cont'd)

(7) A By-Law to Amend By-Law No. 9250, "A By-Law to Authorize the Construction of a 26 ft. Wide Asphalt Pavement with Curbs, Gutters, Boulevards and Turning Circle on Algonquin Terrace from Champlain Avenue Southerly to the End of the Street, Under the Provisions of Section 7 of The Local Improvemnt Act. (Petition)." (Increase Costs)

(FIRST & SECOND READINGS) (PROPOSED NO. 9334)
Clause 9, Report No. 92, 1978

(8A) A By-Law to Authorize the Reconstruction and Widening of the Pavement on Queen Street from Bagot to Barrie Streets. (General Rate)

(FIRST & SECOND READINGS) (PROPOSED NO. 9335A)
Clause 10, Report No. 92, 1978

(8B) A By-Law to Authorize the Construction of a Storm Sewer in Queen Street from Bagot to Barrie Streets including a Storm Sewer Outlet in Sydenham Street from Queen Street to the Existing Sewer in Princess Street (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9335B)
Clause 10, Report No. 92, 1978

(9) A By-Law to Amend By-Law No. 1556, "A By-Law to Provide for Paying an Annual Allowance to the Members of the Council of The Corporation of the City of Kingston". (Increase Allowance of Mayor and of Aldermen).

(FIRST & SECOND READINGS) (PROPOSED NO. 9336)
Clauses 5 and 6, Report No. 93, 1978

WITHDRAWN

(10) A By-Law to Confirm the Proceedings of Council at Its Meeting Held September 11, 1978.

(THREE READINGS) (PROPOSED NO. 9337)
City Council Meeting No. 20, 1978

(11) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating the Traffic in the Highways of the City of Kingston, Subject The Highway Traffic Act".

(THIRD READING) (PROPOSED NO. 9314)
Clauses 1, 2, 4, 7 & 8 Report No. 92, 1978 and Clause 5, Report No. 82, 1978 as amended by Clause 14, Report No. 90, 1978.

(12) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 3, Report No. 82).

(THIRD READING) (PROPOSED NO. 9315)
Clause 3, Report No. 82, 1978

(13) A By-Law to Dedicate the Lands in Front of 267 Concession Street as a Public Street.

(THIRD READING) (PROPOSED NO. 9316)
Clause 9, Report No. 82, 1978

BY-LAWS (Cont'd)

(14) A By-Law to Authorize the Stopping Up of a Portion of Allen Lane.

(THIRD READING) (PROPOSED NO. 9319)
Clause 23, Report No. 87, 1978

WITHDRAWN

(15) A By-Law to Authorize the Sale of a Portion of Allen Lane to the Ministry of Government Services.

(THIRD READING) (PROPOSED NO. 9320)
Clause 24, Report No. 87, 1978

WITHDRAWN

(16) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act".

(THIRD READING) (PROPOSED NO. 9327)
Clause 11, Report No. 82, 1978

(17) A By-Law to Ratify, Confirm and Approve the Payment of the Remuneration of Persons Appointed to Various Boards for the Period June 20, 1978 until November 30, 1978.

(THREE READINGS) (PROPOSED NO. 9338)
Clause 16, Report No. 93, 1978

* * *

MOTIONS

The following Motion was received:

(1) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the Congratulations of Council be extended to Mrs. John Keyes, mother of the Mayor, who celebrated her 81st birthday on September 10, 1978.

CARRIED

The following Notice of Motion was received:

(2) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That Council will consider the implementation of Zero Based Budgeting for 1979 before November 10th, 1978.

REFERRED TO FINANCE COMMITTEE

MOTIONS (Cont'd)

(3) Moved by Ald. Breen,
Seconded by Ald. Gorham,

That Council do now adjourn.

CARRIED

Council adjourned at 12:25 p.m.

(Signed) *M.C. Healy*
Deputy City Clerk

(Signed) *Ken Keyes*
Mayor

Local Gov

CITY COUNCIL MEETING NO. 21

A Special Meeting of City Council summoned by Mayor Keyes will be held on Monday, September 18, 1978, at 7:30 p.m. in the Council Chamber, City Hall, to consider the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters in the Committee of the Whole and to consider Report No. 94 of the Finance and Accounts Committee.

ROLL CALL

COMMUNICATIONS

(586) From Mr. B.G. Cousens, City Treasurer and Deputy Comptroller, commenting on the Report of the Special Committee.
(See Copy attached hereto.)

(587) From Local 141, Canadian Union of Public Employees, commenting on the Report of the Special Committee.
(See copy attached hereto.)

(588) From Mr. K.G. Linseman, Traffic, Streets and Parking Administrator, commenting to the members of Council only on the report of the Special Committee.
(Copy distributed to members of Council only with the Agenda.)

(589) Memorandum from Ald. Mackenzie, concerning the establishment of an Area Economic Development Board and an Area Economic Development Commissioner and asking Council, at its meeting of September 18, 1978, to set a date for discussion of this proposal.
(Copy of Memorandum distributed to all members of Council.)

REPORT

REPORT NO. 94

September 15, 1978.

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That the Liquor Licence Control Board be notified that Kingston City Council supports the request of the Kingston Jaycees in co-operation with Lake Ontario Amusements that they be permitted to sell beer in the Marquee from Friday, September 22 to Saturday, September 23, 1978, within the following hours:

   Friday - 6 p.m. to 1 a.m.
   Saturday - Noon to Midnight

   It being understood that there will be four off-duty policemen present at all times.

Respectfully Submitted,

CHAIRMAN

COMMITTEE OF THE WHOLE

(1) That Council resolve itself into a Committee of the Whole to consider the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters with Mayor Keyes in the Chair.

(2) That Council Rise from the Committee of the Whole and the Chairman Report.

MOTIONS

MEMORANDUM

TO: Mayor Keyes & Members of Council

DATE: September 15, 1978

RE: Report of Special Committee to review the role of the office of the Clerk-Comptroller

I submit herewith my comments concerning the aforementioned report:

"A" Page 10, 1 (c)
"the designation of a City Clerk and the deletion of a Deputy Clerk"

I believe it is imperative to have a Deputy Clerk in addition to a City Clerk. There are numerous statutory obligations that must be complied with so that it is necessary to have either a Clerk or Deputy Clerk in City Hall at all times. If a Deputy Clerk is not appointed, it would be necessary to appoint a City Clerk pro-tempore every time the City Clerk was absent.

"B" Page 10, (d)
"The formation of an Executive Advisory Committee to be known as the City Co-ordinating Committee. . . . "

Should the City Clerk also be a member of this Committee since he is the official "Secretary" for the Council and would file all applications with O.M.B., be familiar with the by-laws, etc.

"C" Appendix 9, Item 8 By-law to establish office of C.A.O.
"Direct the submission of all accounts in statement form to the Council for approval <u>before payment is made</u>."

At present we present a list of accounts to Council for expenditures incurred under proper authorization as provided in Section 60-63/by-law number 1.

We should either adopt our present wording for the list of accounts <u>or</u> qualify the statement "that all accounts must be submitted to council <u>for</u> payment <u>before</u> payment is made".

If this clause is adopted as printed, wages could not be paid until assed. Contractors would not receive progress payments that they are ntitled to pursuant to their contract. All accounts that have a discount or early payment could not be paid and the discount would be lost. ebentures would not be redeemed when presented, which under Provincial aw must be paid, etc.

D" Appendix 9, (9) By-law to establish office of C.A.O.
". . . . .enter into any contract of routine occurrence involving an expenditure not exceeding $5,000.00 . . . . ."

Our present by-law 1, section 62A also permits the Mayor and Clerk omptroller to accept tenders and enter contract for contracts between 5,000.00 and $10,000.00 provided the lowest tender is accepted and the udget has sufficient funds.

Respectfully submitted,

B. G. Cousens

B. G. Cousens
City Treasurer & Deputy Comptroller

Local • No.	President • Président	Recording Secretary • Secrétaire Archiviste
141	Don Dennee	Lynn Haver

September 14, 1978

TO THE MAYOR AND ALDERMEN:

THE FOLLOWING COMMENTS ARE MADE IN RESPONSE TO THE REPORT OF THE SPECIAL COMMITTEE, TO BE CONSIDERED BY COUNCIL ON SEPTEMBER 18th

We would, first of all, wish to express our gratification at the recognition given in this Report to some of the very serious and complex problems which have arisen during the past few years. As you are aware, Local 141 has been pressing for some time - through negotiating and other channels - for a great deal more communication and consultation between the City and the Union. As is obvious from the Report, the existing labour-management relationship in the City is very poor, and this has naturally been reflected in the number of grievances filed in the recent past.

It is interesting to note, therefore, that in other municipalities visited by the Committee during its deliberations, labour relations are far better. In all cases, a vehicle existed for the free and open discussion and consultation for which we have been pressing here.

The following statement from the Report describes this situation well:

> "... any organizational structure will not work successfully, unless it accepts the principles of mutual trust, and communication between elected officials, employees of the Corporation and the citizens of Kingston".

As to the specific recommendations made by the Committee, we would like to make the following observations:

1. It is the opinion of the Union that the appointment of a Chief Administrative Officer, and the replacement of standing committees with a Committee of the Whole and a Co-ordinating Committee, could do much to improve the efficiency of the City administration.

2. We can certainly agree that "labour-management relations in the City of Kingston are far from pleasant". As we indicated in our brief submitted to the Committee, we feel that this is largely due to the current practice of unilateral decision-making on the part of the City administration without any prior discussion or consultation with those most directly affected. We have, indeed, been pressing for some considerable time for changes in order to alleviate these problems. We are, therefore, in total agreement with the Committee that a labour-management committee should be set up, and set up immediately. We do not agree, however, with the suggested composition of this committee. We feel such a committee should be composed of equal representation by

management and labour, with the available option of the participation of elected officials. We feel that the spirit of "mutual trust and communication" will not be served if elected representatives are constantly excluded from any role in labour relations. How else will the aldermen be aware of situations which arise from time to time or of any problems which require a mutually acceptable solution?

3. We note with interest that the Committee has suggested the disbanding of the City's Grievance Committee and would point out that a two-year contract has only recently been signed by the Union and by the City which makes specific provision for a Grievance Committee.

4. We note that the Committee has proposed that provision be made for the education of management. We agree this is a laudable aim, but would strongly suggest that the same principle be applied to ALL employees. This could only serve to benefit the City and to encourage employees to improve their skills and qualifications. We would point out that this is now a generally accepted practice in most areas of the private sector and in many parts of the public sector.

5. We do not feel able to comment fully on proposed amalgamations or transfers of responsibilities within departments until specific and detailed proposals are made. However, we feel most strongly that it is extremely important that once a decision is made by Council, employees are kept fully informed of plans for the future.

Members of Council must be aware that many employees are feeling a great deal of uncertainty at present about their future, and are very anxiously awaiting the outcome of Council's discussions on this. Such uncertainty has a very deleterious effect on the morale and performance levels of employees and should not be permitted to continue indefinitely. We are gratified to note, therefore, that the Committee has recommended that reorganization be undertaken only after full consultation has taken place.

We would conclude by reiterating our willingness to join with management in working out the best possible solution - a solution which will not only serve to improve the efficiency of the City, but also to improve relationships among all elements concerned.

Don Dennee,
President

Lynn Haver
Secretary-Treasurer

Local Govt.

CITY COUNCIL MEETING NO. 21

A Special Meeting of City Council summoned by Mayor Keyes was held on Monday, September 18, 1978 in the Council Chamber, City Hall at 7:35 p.m. The purpose of the meeting was to consider the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters in the Committee of the Whole and to consider Report No. 94 of the Finance and Accounts Committee.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (14)

COMMUNICATIONS

The consent of Council was given to the addition of Communication 589(A).

(586) From Mr. B.G. Cousens, City Treasurer and Deputy Comptroller, commenting on the Report of the Special Committee.
(Copy of comments was distributed with the Agenda.)

(587) From Local 141, Canadian Union of Public Employees, commenting on the Report of the Special Committee.
(Copy of comments was distributed with the Agenda.)

(588) From Mr. K.G. Linseman, Traffic, Streets and Parking Administrator, commenting to the members of Council only on the report of the Special Committee.
(Copy distributed to members of Council only with the Agenda.)

(589) Memorandum from Ald. Mackenzie, concerning the establishment of an Area Economic Development Board and an Area Economic Development Commissioner and asking Council, at its meeting of September 18, 1978, to set a date for discussion of this proposal.
(Copy of Memorandum distributed to all members of Council.)

(589A) From Mr. D. Graham, Commissioner of Works, commenting on the report of the Special Committee.
(Copy of comments was distributed with the Agenda.)

Mayor Keyes said that he would call a Special Meeting of Council on October 2nd, 1978 at 7:30 p.m. to be resolved into the Committee-of-the-Whole to consider the establishment of an Area Economic Development Board and the appointment of an Area Economic Development Commissioner.

REPORT

Ald. Mackenzie presented Report No. 94 of the Finance and Accounts Committee as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 94 of the Finance and Accounts Committee be received and adopted.

REPORTS (Cont'd)

REPORT NO. 94

September 15, 1978.

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That the Liquor Licence Control Board be notified that Kingston City Council supports the request of the Kingston Jaycees in co-operation with Lake Ontario Amusements that they be permitted to sell beer in the Marquee from Friday, September 22 to Saturday, September 23, 1978, within the following hours:

   Friday - 6 p.m. to 1 a.m.
   Saturday - Noon to Midnight

   It being understood that there will be four off-duty policemen present at all times.

CARRIED

Respectfully Submitted,

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
M.B. Gorham
Y. Tarnowecky

* * *

COMMITTEE OF THE WHOLE

Moved by Ald. Mackenzie,
Seconded by Ald. Gorham,

That Council resolve itself into a Committee of the Whole to consider the Report of the Special Committee to Review the role of the Office of the Clerk-Comptroller and related matters, with Mayor Keyes in the Chair.

CARRIED

Moved by Ald. Mackenzie,
Seconded by Ald. Gorham,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

Mayor Keyes reported that the following motions had been considered in the Committee of the Whole in conjunction with the report of the Special Committee to Review the role of the office of Clerk-Comptroller and Related Matters:

(A) Moved by Ald. Clements,
Seconded by Ald. French,

That the appreciation of the Special Committee to review the role of the Office of the Clerk-Comptroller and related matters be recorded for the work done by Mr. Paul Hawn as Secretary of the Committee. Mr. Hawn's work went well beyond that of most Committee Secretaries in the information provided and his writing ability.

CARRIED

(B) Moved by Ald. Clements,
Seconded by Ald. French,

That as recommended by the Special Committee to Review the role of the Office of the Clerk-Comptroller and Related matters, a Chief Administrative Officer be engaged for the City of Kingston.

CARRIED

(C) Moved by Ald. Clements,
Seconded by Ald. French,

That the position of the Clerk-Comptroller be deleted, it being understood that this will be done at the same time as the current incumbent retires.

CARRIED

(D) Moved by Ald. Clements,
Seconded by Ald. French,

That the position of City Clerk be designated and the position of Deputy Clerk be deleted on the understanding that the by-law passed will provide for the appointment of a City Official or individual to act in the capacity of the Clerk in his absence.

CARRIED

(E) Moved by Ald. Clements,
Seconded by Ald. French,

That Recommendation 1 (d) which reads as follows:

"d) The formation of an Executive Advisory Committee to be known as the City Co-ordinating Committee composed of the Director of Planning and Urban Renewal, the Commissioner of Parks and Recreation, the Commissioner of Board of Works, and the City Treasurer, with the C.A.O. as Chairman of this Committee".

be amended to delete the following words:

"an Executive Advisory Committee to be known as the".

CARRIED

(F) Moved by Ald. Breen,
Seconded by Ald. Tarnowecky,

That the formation of a City Co-ordinating Committee be approved.

CARRIED

(G) Moved by Ald. Webb,
Seconded by Ald. Breen,

That the Traffic and Streets Administrator be included as a member of the City Co-ordinating Committee.

LOST 5:9

(H) Moved by Ald. Webb,
Seconded by Ald. Gorham,

That the City Co-ordinating Committee be composed of the Chief Administrative Officer, the City Treasurer, the City Clerk and other resource people as required.

LOST 7:7

(I) Moved by Ald. Matthews,
Seconded by Ald. Clements,

That the City Co-ordinating Committee be composed of the Chief Administative Officer, plus five members of Management with the Chief Administrative Officer to decide on the composition of the City Co-ordinating Committee.

LOST 5:9

(J) Moved by Ald. Breen,
Seconded by Ald. Mackenzie,

That the composition of the City Co-ordinating Committee be deferred until three months after the appointment of the Chief Administrative Officer.

CARRIED 11:3

(K) Moved by Ald. Clements,
Seconded by Ald. French,

That the City of Kingston disband all standing committees, (Parks & Recreation, Public Works, Transportation, Community Services and Finance & Accounts) and adopt the procedures of the Committee-of-the-Whole.

CARRIED

(L) Moved by Ald. Clements,
Seconded by Ald. French,

That the Clerk-Comptroller, or his designate, and the Director of Personnel be requested to prepare a job description for the Chief Administrative Officer, and that the Corporation begin, immediately, advertising in whatever medium they deem necessary for applicants for the position of Chief Administrative Officer.

CARRIED

(M) Moved by Ald. Clements,
Seconded by Ald. French,

That an Interview Committee be established as soon as possible to review the applications for the Chief Administrative Officer, and recommend to Council who will have the final interview, the best five or six candidates. This Committee, with a membership of 3, should be comprised of Mr. V. MacDonald, Professor, Queen's University, Mr. R. Given, former City Manager of the City of Sarnia, and, either former Mayor G. Speal, or former Mayor E.V. Swain.

CARRIED

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Matthews,

That the sympathy of Council be expressed to the family of the Late Patrick J. Corrigan.

CARRIED

(2) Moved by Ald. Breen,
Seconded by Ald. Clements,

That Council do now adjourn.

CARRIED

Council adjourned at 11 p.m.

(L.S.)

(Signed) *M.C. Healy*
Deputy City Clerk

(Signed) *Ken Keyes*
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 22

The Regular Meeting of City Council will be held on Monday, September 25, 1978, in the Council Chamber at City Hall at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 20 held September 11, 1978 and City Council Meeting No. 21, held September 18, 1978, be adopted as printed.

COMMUNICATIONS

To be Filed

(590) From Mrs. Irving A. Rosen on the subject of whether or not a plebescite should be taken in the upcoming election regarding the addition of flouride to the Municipal waters, and requesting that Council vote against the proposition that this should appear on the upcoming ballots.
(Copies were distributed to all members of Council on Friday, September 15, 1978.)

(591) From the Ministry ofEducation acknowledging receipt of the City of Kingston's endorsation of the resolution of the Council of the City of Stratford concerning the transportation on school buses of mentally handicapped adults to workshops.

(592) Minutes of the N.I.P. Citizens Committee Meetings Nos. 37 and 37 held August 14 and 28 respectively.
(Copies have been distributed to all members of Council.)

(593) From the Assistant Deputy, Director of Titles, Ministry of Consumer and Commercial Relations, a notice of confirmation of the southerly boundary of land described as Lot 837 on the East side of Albert Street, Registered Plan A-12, City of Kingston, and that any person objecting to the confirmation may appeal to the Divisional Court of Ontario; notice of such appeal must be served on the Assistant Deputy, Director of Titles, within twenty days after 23rd September, 1978.

(594) Minutes of the Kingston Suburban Road Commission Meetings held on July 20, 28 and August 17, 1978.

(595) Copy of "The Municipal Monitor" dated July, 1978, from the Association of Municipal Clerks and Treasurers of Ontario.

(596) From the Ministry of Treasury Economics and Intergovernmental Affairs, copies of "Background" Nos. 78/35.
(Copies have been distributed to all members of Council.)

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(598) From the Ministry of Community and Social Services, acknowedging receipt of the City's endorsation of resolutions with respect to: Nursing Homes; an Increase in Bell Canada Rates; and School Buses for the Mentally Handicapped.

Which Has Been Referred to the City of Kingston Planning Board

(599) From the Cataraqui Region Conservation Authority enclosing a fill application for the former Davis Tannery Site, requesting comments from the City.

(600) From the Ministry of Housing enclosing the 1979 edition of the Annual Housing Review which provides the basis for an ongoing exchange between provincial and municipal governments, identifying those issues which are most relevant to the provision of housing in the community. In order to enable the provincial government to include Kingston's needs in its 1979 budget considerations, the review must be completed and returned before December 1, 1978.

To be Filed

(601) From the Public Utilities Commission notifying that they have no objection to the City of Stratford Resolution regarding the use of School Buses by Retarded Adults.

To be Referred to the City of Kingston Planning Board

(602) From Mr. Mel Swart, M.P.P. for Welland-Thorold, a copy of his open letter to the Hon. Claude Bennett, Minister of Housing, notifying that municipalities and applicants for loans under the Ontario Home Renewal Program (OHRP) are frustrated and angry at the Ministry of Housing's inadequate funding of the plan.

Which Has Been Referred to the Local Architectural Conservation Advisory Committee and the Finance and Accounts Committee

(603) From Ms. Shirley Spragge, submitting her resignation as a member and chairman of L.A.C.A.C., effective September 15, as she is moving away from the area.

(604) From Mrs. Mary Fraser applying for a position on the Local Architectural Conservation Advisory Committee.

Which Has Been Referred to the Transportation Committee

(605) From the Project Manager, Penitentiary Services, notifying that the north section of the perimeter wall at the Prison for Women in Kingston, that section that abuts onto Union Street, has been found to be in a sufficiently unstable state, that immediate repairs must be carried out. They therefore urgently seek approval to construct the buttresses.

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Finance and Accounts Committee

(606) From the City of London, notifying of their following resolution:

> *"24. That the existing assessment in the City of London be declared inequitable, and that the Civic Administration be directed to take the necessary steps in order to request the Regional Assessment Office of the Province of Ontario to introduce a revised assessment base for the City of London for 1979. It is recognized that this action is not related to tax reform, but rather to the wording of Section 86 of The Assessment Act which has had the effect of freezing assessments within the Province since 1971."*

To be Referred to the Finance and Accounts Committee

(607) From the Association of Women Electors of Kingston Area advising that during the past year some of their observers have noted the poor attendance of some Aldermen at committee meetings, and they are concerned. They ask what action is available to the City to remove aldermen from committees to which they are appointed but which they fail to attend, and what level of attendance the City accepts as satisfactory and whether attendance records are considered at the time appointments for the coming year are being made.

To be Filed

(608) From the Public Utilities Commission, Transit Department Statement of Revenue & Expenditures for the month of July, 1978, showing the following deficits:

	1978 Budget Estimates	1978 to Date	Month of July 1978	1977 to date
Operating Deficit:	$597,100	$377,117	$61,904	$415,942
Debentures:	27,690	16,153	2,307	21,117
Total Deficit:	$624,790	$393,270	$64,211	$437,059

To be Referred to the City of Kingston Planning Board

(609) Application for Zone Change for property located at 392 Alfred Street, (Lot No. 619, Registered Plan A12) owned by Mr. & Miss O'Hara, presently zoned as A, One and Two Family residential. They request an appropriate zoning for this property to be used as a group home for mentally retarded adults under supervision provided by the Association for the Mentally Retarded.

To be Referred to the Transportation Committee

(610) From The Industrial Relations Institute, Toronto notifying that the 35th Annual Meeting of members will be held on Thursday, October 26, 1978 in the Embassy A Room, Hotel Plaza II, 90 Bloor Street East, Toronto at 5:15 p.m. Registration fee is $28.50 which includes cocktails and dinner.

COMMUNICATIONS (Cont'd)

To be Referred to the Transportation Committee (Cont'd)

(611) From the City of Toronto notifying of a meeting to be held by the City of Toronto Planning Board respecting Toronto Island Airport and changes to the Official Plan, Part I. Members of the public are invited to attend on Wednesday, October 25 at 7 p.m. in the City of Toronto Council Chamber.

To be Referred to the City of Kingston Planning Board

(612) From the Association of Women Electors of Kingston Area notifying that they are concerned about the decision of the Planning Board to approve the proposed plans for the development at the northwest side of Ontario Street between West and Lower Union Streets by Homestead Landholdings Limited. They ask that Council refer this matter back to the Planning Board so that the O.M.B. ruling, "that the Board considers it appropriate to refer the matter back to City Council for its consideration in consultation with the owners and affected neighbours to determine what form of residential development could best satisfy their respective requirements.", might more accurately be enacted.

To be Filed

(613) From The Credit Counselling Service of Kingston, Inc. Copies of their 1977 Annual Report, Statistical Records and Statement of Revenue and Expense.

(Note: Copies have been distributed to all members of Council)

(614) From the Frontenac County Board of Education approving the request of the Deputy City Clerk for the use of particular schools for polling places and notifying that, in addition to providing the schools at no cost to municipalities, the Board will also absorb the cost of overtime for caretakers.

To be Referred to the Transportation Committee

(615) From the Public Utilities Commission notifying that at a Regular Meeting of the Commission a change in the location of the bus stop on Sir John A. Macdonald Boulevard, at Bath Road, was approved. A drawing showing the new location was attached and early approval is requested.

To be Referred to the City of Kingston Planning Board

(616) Copy of a letter to Ald. T.D. French, from Miss M.B. Hogg and Miss J.F. Hogg, 120 Beverley Street, objecting to the expansion of one-family homes into multiple-lodging places with no care for lawns or back yards.

(617) Copy of a letter to Ald. T.D. French from Mrs. Elizabeth Urgubart, 94 Beverley Street, expressing her concern about the changing character of the western part of Sydenham Ward, due to family residences being converted into "two family" dwellings. She would like to see this area maintained in the spirit of zone A, as a family residential area.

PETITIONS

(1) From the Sydenham Ward Tenants' and Ratepayers' Association enclosing a petition that the Association is in full and adament support of, regarding conversions of single family to multiple person dwellings.

The petition calls for immediate review of Zoning By-Law No. 8499, Section 5, Subsection 23.

(Copies have been distributed to all members of Council.)

(This Petition has been Referred to the City of Kingston Planning Board)

REPORTS

REPORT NO. 95

September 14, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That By-Law 7080, 'A By-Law Respecting the Fire Department', be amended as follows:

a) Add the words "during the probationary period" to section 39(g), so that it reads:

"(g) after appointment shall continue to reside in the City during the probationary period."

(Alderman Matthews opposed)

2. WHEREAS it is the intention of Council that a By-Law be enacted to control noise in the City of Kingston; and

WHEREAS to this end, By-Law 9309, 'A By-Law to Control Noise' has been given two readings by Council and has been submitted for approval to the Ministry of the Environment; and

WHEREAS the Ministry of the Environment has notified that it recommends that certain changes be made to the draft By-Law which has been submitted for approval;

THEREFORE BE IT RESOLVED that By-Law No. 9309, 'A By-Law to Control Noise' be amended on Third Reading as follows:

a) Amend Section 1(c) to delete the words "within a building" and substitute therefor the words "within the premises of a person";

b) Delete Section 1(p) in its entirety;

c) Amend Section 4 (Exemption, Public Safety) to insert the word "services" after the word "restoration" so that it reads:

"(b) for the preservation or restoration of services and property"

d) Add to Schedule 1 (General Prohibitions), Section 3 the words "or pneumatic device" after the words "combustion engine" so that it reads:

"3. The operation of any combustion engine or pneumatic device without an effective exhaust muffling device in good working order and in constant operation"

2. (Cont'd)

e) Add to Schedule 2 (Prohibitions by Time and Place) the following as Section 17:

"17. The operation of a power assisted hang glider or parafoil"

(prohibited at any time)

f) Add to Schedule 3 (Activities to Which the By-Law Does Not Apply) as Section (xiii) the following:

"(xiii) Transformers and diesel operated water pumps owned by the Public Utilities Commission and necessary preventive maintenance work undertaken by the Public Utilities Commission"

(Notes:

1. *Amendments a), b), d), and e) above are made at the suggestion of the Ministry, and with the concurrence of the City Solicitor. It is felt that these amendments considerably strengthen the By-Law.*

2. *Amendments c) and f) are made after representation from and discussion with the Public Utilities Commission.*

3. *Third Reading to this By-Law may not be given until it has been approved by the Ministry of the Environment)*

Respectfully submitted,

CHAIRMAN

REPORT NO. 96

To the Mayor and Aldermen: September 13th, 1978

The Transportation Committee reports and recommends as follows:

1. That the accounts of Bennett Paving and Materials Limited in the amounts of $3,952.48 and $1,106.60 respectively, for repair of the roadway and hangar aprons at the Airport, be approved for payment, it being noted that there are sufficient monies in the budget for payment.

Respectfully Submitted,

CHAIRMAN

REPORT NO. 97

To the Mayor and Aldermen:

The Public Works Committee reports and recommends as follows:

1. That the account of Snap On Tools in the amount of $545.69 for replacement of a mechanic's tools which were stolen from the tool crib at City Yard during July 1978 be approved for payment, it being noted that a claim has been submitted to the City's insurers for full recovery.

2. That, since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the construction of storm sewers in (1) Palace Road from Wright Crescent southerly 170 feet and from Wright Crescent northerly 28 feet; and in (2) Wright Crescent from Palace Road westerly 421 feet under the provisions of Section 7 of the Local Improvement Act (Petition):

Total estimated cost	$ 35,500.00
Owners' share	594.00
Anticipated MTC subsidy	17,453.00
City's share	17,453.00
Debenture Amount	18,047.00

there being adequate funds for this work in the 1978 Capital Budget.

3. That a by-law be presented to Council to ratify, confirm and approve the City's policies on cost allocations for works that may be undertaken as local improvements; said policies being as set out on Schedule "A" attached to this report.

4. That Contract 78/3W with D.A. Foley Limited be amended to add the following work as Part "G":

"PART "G" - WELLINGTON STREET ROAD RECONSTRUCTION

Item #	Item	Unit	Quantity	Unit Price	Total
61.	Earth Excavation	C.Y.	500	$ 3.00	$ 1,500.
62.	Granular "A"	T.	700	3.65	2,555.
63.	Water	M.G.	15	10.00	150.
64.	H.L.#6	T.	315	19.00	5,985.
65.	Adjusting Manhole		1	100.00	100.
					$10,290.

further, that the contract time be extended by six working days; and that the additional $10,920.00 be charged against the Cut Permit Fund.

Respectfully submitted,

(CHAIRMAN)

Schedule "A"

Policies Followed in Applying the Local Improvement Act

Exemptions

Corner Lots - Underground Services - two thirds (2/3) of the longest side to a maximum of 80 ft.(25 m). Above ground services - one third (1/3) of frontage plus flankage up to a maximum of 66 ft. (20 m).

In the case of new construction the exemption shall apply when the work is built on the second street except that where there is insufficient frontage on the second street to grant the full exemption the difference shall be granted on the first street.

In the case of reconstruction in non-residential sections the exemption shall be pro-rated to frontage and flankage and applied according to the location of the work.

Irregularly Shaped Lots - lots that have more frontage than width at the rear. Residential triangular lots or triangular parts of Lots - 1/3 the frontage of the triangular portion shall be exempt. Industrial/Commercial triangular lots or triangular parts of lots based on a maximum depth of 300 ft. (90 m) - 1/3 the frontage of the triangular portion shall be exempt.

Unsuitable for Building - such as swamp land - 4/5 of frontage shall be exempt.

Residential/Non-Residential Reconstruction - where the use of the land abutting the project is more than 50% residential reconstruction shall be carried out under a general rate bylaw. In other cases it shall be carried out under the Local Improvement Act.

NOTE: Metric distances shall apply to plans which the Ministry of Housing required in metric measure commencing July 1, 1978.

Schedule A

Policies peculiar to specific services - In all cases the City assumes at least the share required under the Local Improvement Act.

Storm Sewers - a fixed rate of $3.00 per foot frontage shall be assessed to the owner.

Sanitary Sewers - the City shall assume 100% of the cost of sewer over 12" in diameter (300m/m). Replacement resulting from sewer separation shall be at the general rate.

Watermains - In residential areas the City (PUC) shall assume 100% of the cost of the watermain over 8" diameter(200m/m).In Commercial/Industrial areas the City (PUC) shall assume 100% of the cost over the size necessary for the area.

Roads - the City shall assume the following percentages -

New and Reconstructed Pavements including Curb, Gutter, and Boulevard.

Type According to Official Plan	City Shall Assume
Streets eligible for 75% MTC subsidy	100%(Gen Rate)
Arterials eligible for 50% MTC subsidy	80%
Collectors and Business District	80%
Residential with prior L.I. macadam	70%
Residential where road base required	50%
Roads in Industrial Areas	60% of asphalt
Resurfacing	100%(Gen Rate)
Widening - by petition	as above
Widening - not by petition	100%(Gen Rate)

Sidewalks - The City shall assume 50% of cost except walks designated as necessary for safety of school children by the Transportation Committee in which case the City shall assume 70%.

Street Lights - The City shall assume $275.00 per light when concrete poles with underground wire are used.

Local Improvements shall be initiated under Section 7 (petition), if possible, and failing that under Section 8 (initiative of the Council) but not under Section 12 which placed the onus on the majority of the abutting properties to petition against the work. Under Section 8, in addition to the advertising requirements under the Act, all property owners affected shall be notified individually by mail giving them the information in the notice in the paper.

REPORT NO. 98

August 29, 1978.

To the Mayor and Members of Council:

The Committee on Honourable Achievement Awards reports and recommends as follows:

1. WHEREAS the Committee on Honourable Achievement Awards has invited members of Council and the citizens of Kingston to submit names for inclusion in the Book of Honourable Achievement;

   AND WHEREAS each name submitted for consideration has been accompanied by a citation as required by By-Law No. 1;

   AND WHEREAS the unanimous vote of the members of the Committee was given for the following awards at a meeting held on August 29, 1978;

   THEREFORE BE IT RESOLVED that an award for Honourable Achievement be given by the Council of The Corporation of the City of Kingston to:

   Thomas Boyd
   Samuel George Laverty
   Emilia Neuberger

Respectfully Submitted,

CHAIRMAN

REPORT NO. 99

September 19, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the Ontario Municipal Board recently referred the proposed zoning for properties located on the north side of Ontario Street between Lower Union and West Streets back to the City for review; and

WHEREAS the owner has subsequently submitted a proposed plan of development to the City for consideration; and

WHEREAS this plan is considered to represent an acceptable form of development for this site; and

WHEREAS the Official Plan and Zoning By-Law should be amended to accommodate this proposal;

THEREFORE BE IT RESOLVED THAT:

A. The Official Plan be amended to introduce the following policy for Sydenham Ward (Specific Area No. 7):

"Notwithstanding anything to the contrary in this plan, an eight-storey apartment building containing 72 units may be located on the west side of Ontario Street north of West Street"

B. Zoning By-Law No. 8499 be amended as follows:

a) Amend Zoning Map No. 31 so as to rezone the lands located on the west side of Ontario Street north of West Street as shown on a copy of Zoning Map No. 31 attached hereto as Schedule 'A' from Zones A (One and Two Family) Residential, B (Three to Six Family Dwelling) and B1 (Multiple Family) Residential to Zones B (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential.

b) Add as Section 158 the following:

"158. a) On the approximately 0.55 ha parcel of land located on the west side of Ontario Street north of West Street and designated B1.158 on a copy of Zoning Map No. 31 attached to and forming part of By-Law No. 9343as Schedule 'A';

i) The only permitted use shall be a multiple family dwelling containing 72 units.

ii) The Minimum Front Yard shall be 7.6 metres except that a one-storey covered porch measuring 11 metres by 6.1 metres may be permitted to project into the required front yard.

1. (Cont'd)

B. b) (Cont'd)

(iii) The Minimum Rear Yard shall be 8.5 metres.

(iv) The Maximum Height shall be 23.8 metres exclusive of the penthouse.

c) On the approximately 0.13 hectare parcel of land located on the west side of King Street between West and Lower Union Streets and designated B1.158 on a copy of Zoning Map No. 31 attached to and forming part of By-Law No. 9343 , as Schedule 'A' the existing multiple family dwelling containing 16 dwelling units shall be deemed to be a use of land conforming with the provisions of this By-law. No extension, expansion or structural alteration of any kind to this multiple family dwelling may be allowed."

(Alderman Miller, Mrs. Bryson, Mr. Meyer opposed)

2. That Council does hereby certify that By-Law No. 9343 , 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the City of Kingston" (Rezone 0.55 Hectare Parcel of Land Located on the West Side of Ontario Street North of West Street from Zones A (One and Two Family) Residential, B (Three to Six Family Dwelling) and B1 (Multiple Family) Residential to Zones B (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential)' is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 97, which has not yet been approved by the Minister.

3. That the Cataraqui Region Conservation Authority be informed that the City of Kingston has no objection to the granting of a fill permit to Arcom Developments Limited for filling on the former Davis Tannery site on condition that the requirements of the Ministry of the Environment with respect to cleaning of the site, and the requirements of the Conservation Authority are fulfilled.

(Mrs. Bryson opposed)

4. WHEREAS the Ministry of Housing has requested the City to submit a revised application "C" for implementation funds for the Neighbourhood Improvement Program, such application to include only the total implementation funding for the program in the amount of $2,572,551.24;

and

has requested a resolution of Council giving the required authorization

and

4. (Cont'd)

has requested the rescinding of By-Law No. 9193 and its replacement by a by-law containing the revised budget;

THEREFORE BE IT RESOLVED that:

a) By-laws be presented to repeal By-Law No. 9193 and to amend By-Law No. 8438 "A By-Law to Adopt a Redevelopment Plan for the City of Kingston Neighbourhood Improvement Area", as amended to provide for a revised implementation budget in the amount of $2,572,551.24, with provisions for a residual of $321,000; and

b) A revised Application "C" for implementation funds for the Neighbourhood Improvement Program, in the amount of $2,572,551.24 with a residual amount of $321,000.00 being placed in "Reserve or Contingencies for Future Proposals" be approved and submitted to the Ministry of Housing.

(Note: This action is necessary to correct an error made by the Ministry in its calculations, and will not affect the amount of funding available to the City under the N.I.P. program)

5. WHEREAS the Development Agreement between the City of Kingston and Beaufort Realties (1964) Incorporated (Bath Road at Queen Mary Road) requires that the design and location details of all exterior signs be submitted for City approval;

THEREFORE BE IT RESOLVED that as recommended by the Development Control Committee, the plan prepared by Claude Neon Limited - Scale: ½" = 1'0" - September 1, 1978, be approved subject to removal of the blackline facial caricature and the 10w incandescent border lights.

6. That, as recommended by the Development Control Committee, the following plans for a Material Testing Laboratory for the Ministry of Transportation and Communications at 355 Counter Street:

Plan #1 - Site Plan - Scale: 1"=50' - December 2, 1977

Plan #3 - Elevations & Sections - Scale: 1/8"=1'0" - December 2, 1977

Plan #A-1 - Site Plan - Scale: 1:200 - July, 1978

be approved, subject to the owner entering into a development agreement which shall include the following conditions:

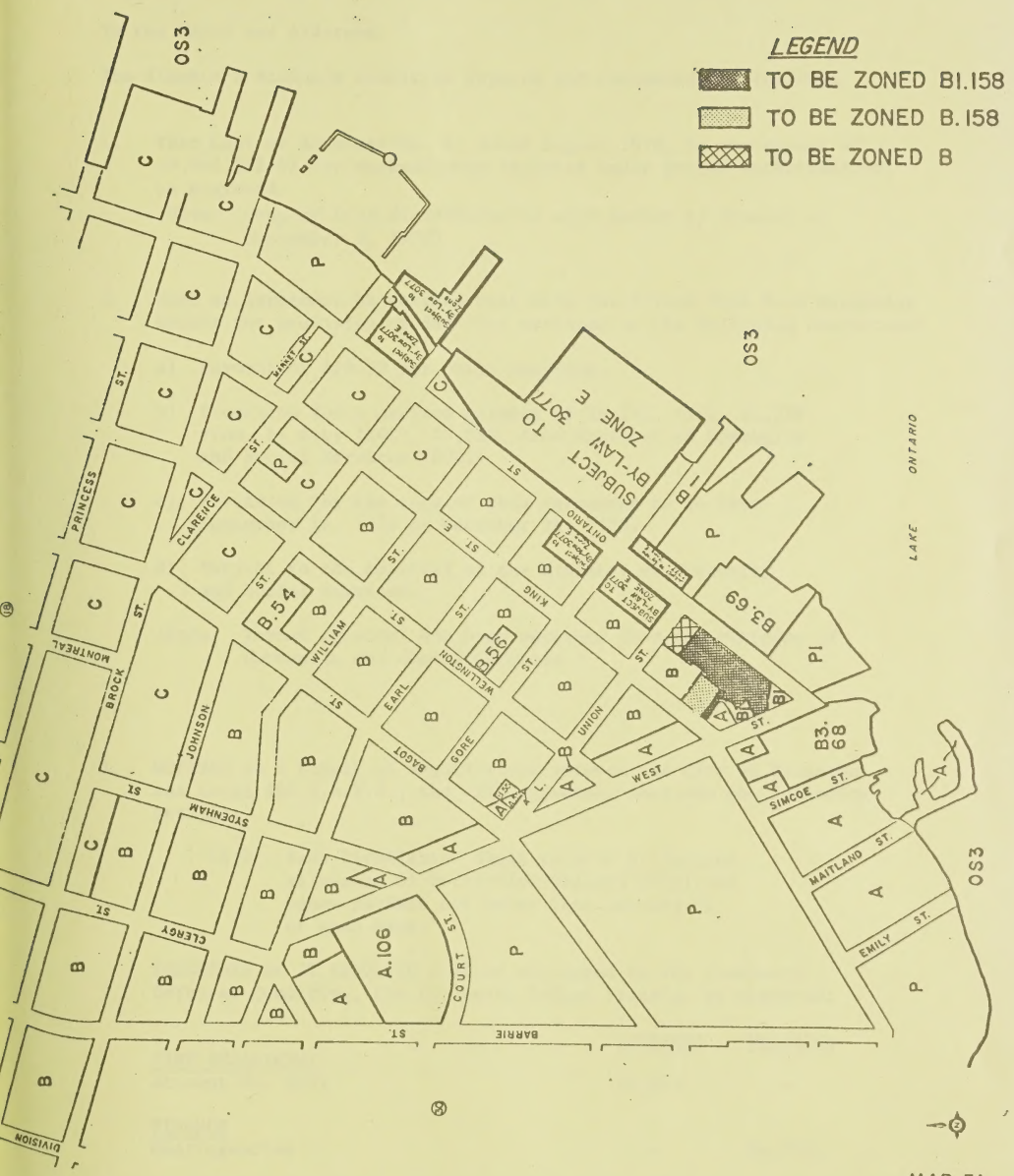
a) *that development shall be in accordance with the above listed plans;*

b) *that the landscaping plan which shall be subject to City approval, shall be implemented within one year of the issuance of the building permit.*

Respectfully submitted,

CHAIRMAN

SCHEDULE 'A'
BY-LAW Nº 9343
DATED_____



MAP 31

BY-LAW Nº 8499
JULY 28, 1975
REVISED

REPORT NO. 100

September 20, 1978

To the Mayor and Aldermen:

The Finance & Accounts Committee reports and recommends as follows:

1. That List of Accounts No. 8, dated August 1978, in the amount of $3,042,292.67 for expenditures incurred under proper authorization, be approved.
   (Note: Copy of List distributed to each member of Council on September 8, 1978).

2. That an agreement be entered into with the Polson Park Free Methodist Church for provision of day care services on the following conditions:

   a) Payment of $10.70 per child per diem.

   b) Provision for a maximum payment of $6,291. (i.e. $1,258. from the City (20%), $5,033. from Ministry of Community and Social Services (80%)).

   c) Provision for the term of this agreement to be from September 11, 1978 to December 31, 1978.

   d) Subject to the approval of the Ministry of Community and Social Services.

   (Note: Verbal approval has been received from the Ministry of Community and Social Services.)

3. WHEREAS as a result of negotiations between the City of Kingston and Local 498 I.A.F.F., the 1978 Agreement includes the following article:

   '14:07 Each Firefighter shall receive a cleaning allowance of Forty-Five Dollars ($45) per annum payable not later than January 31 of each year.'

   THEREFORE BE IT RESOLVED that as requested by the Community Services Committee, the following budget transfer be approved:

	Increase	Decrease
FIRE DEPARTMENT		
Account No. 3333	$4,275.	-
FINANCE		
Contingencies	-	$4,275.

4. WHEREAS in July, 1978, approval was given for the installation of a gasoline tank and dispensing pump at the Brock Street Fire Station and approval was given for the transfer of $11,260. from Finance Contingencies to cover this expenditure with the removal of rock an extra;

   AND WHEREAS it was necessary to remove 23.7 cubic yards of rock at $55.00 per cubic yard;

   THEREFORE BE IT RESOLVED that the amount of $1,303.50 be transferred from Finance Contingencies for this purpose.

5. That, as recommended by the Kingston Public Library Board, the following accounts be approved for payment, it being noted that there are sufficient monies in the budget for this purpose:

Mills Office Suppliers Ltd.	
4 NP-8 folding tables	$386.55
A.M. Vanderwerf Ltd.	
Piano tuning and regulation	201.00
W.H. Irvine & Son	
Reupholstering 8 antique chairs	208.00
Mr. James MacInnes	
Easel	100.00

(These items were included on the Extra Furniture and Equipment Sheet E3b).

6. That the following resolution received from the City of London be endorsed:

"That the existing assessment in the City of London be declared inequitable, and that the Civic Administration be directed to take the necessary steps in order to request the Regional Assessment Office of the Province of Ontario to introduce a revised assessment base for the City of London for 1979. It is recognized that this action is not related to tax reform, but rather to the wording of Section 86 of The Assessment Act which has had the effect of freezing assessments within the Province of Ontario since 1971; and further that all cities and boroughs within the Province of Ontario be informed of this action; and that prior to any implementation, the Minister of Revenue be requested, through the office of his Executive Director, to provide the City of London with revised assessment roll for 1979 taxation purposes which could provide equitable assessments as envisaged through action under Section 86 of the Assessment Act; it being noted that the City Council is of the opinion that the assessment roll which will be returned for taxation purposes in 1979 will prove to be inequitable in the light of property tax reform information provided to this City."

7. That the following resolution received from the City of Windsor, be endorsed:

"That in order to further stimulate the economy, the Federal and Provincial Governments BE REQUESTED to extend the sales tax reduction past the deadline date of October 7, 1978, this reduction having contributed significantly to cost savings in the purchase of municipal equipment and supplies in these times of tight fiscal restraints."

8. That the following resolution received from the City of Windsor be endorsed:

"WHEREAS the Province recently announced grants for sewage projects calculated at 15% of the net capital costs for major sewage works that either support urban growth or encourage economies of scale for area schemes encompassing more than one municipality;

AND WHEREAS the guidelines for the procedure to be followed in making application and receiving payment of this grant provide that a "holdback of 10% of the grant will be retained by the Province pending receipt of the municipal auditor's statement of final costs" and further that the "Ministry will reserve the right to audit the municipality's cost records at any time";

AND WHEREAS Central Mortgage and Housing Corporation, prior to final advance on any debentures for sewage projects, also audit the municipality's records;

AND WHEREAS municipal audit staff, in most instances, is capable of performing any audit function required by the Province;

AND WHEREAS a municipality should not be required to incur the expense of engaging outside auditors when municipal staffs can provide the required statements and the Province still reserves the right to audit such statements;

THEREFORE BE IT RESOLVED that the Province of Ontario BE REQUESTED to rescind the requirement of a municipal auditor's statement of final costs prior to the payment of grants for major water and sewage projects."

9. That the following resolution received from the City of Chatham, be endorsed:

"WHEREAS the Ontario Ministries of Community and Social Services and Transportation and Communications are participating in a pilot project for the provision of Public Transportation service for the physically disabled in the City of Chatham;

AND WHEREAS the funding of the Pilot Project for Public Transportation service for the physically disabled by the Ministry of Transportation and Communications has been limited to December 31, 1978;

AND WHEREAS capital expenditures for the pilot projects are being financed through the continuing operation of the handicapped transit service;

AND WHEREAS the Council of the Corporation of the City of Chatham feels that this pilot project is successful and has shown that this service is required on a continuous basis;

NOW THEREFORE BE IT RESOLVED that the Government of Ontario be petitioned to establish a continuous program for the funding of the capital and operating expenses incurred in the provision of public transportation service for the physically disabled."

10. That, as recommended by the Board of Management for the Grand Theatre, the account of Smith, Mill & Ross, Architects, being a progress payment in the amount of $15,000. with regard to the alterations and additions to the Grand Theatre, be approved for payment.

(Note: There are sufficient monies for this expenditure in the "Work in Progress" Account.)

11. That the resignation of Mrs. Shirley Spragge from the Local Architectural Conservation Advisory Committee, effective September 15, 1978, be accepted with regret and the appreciation of Council be extended to her for her service on this committee.

12. That the following persons be appointed to the Local Architectural Conservation Advisory Committee for the period September 25, 1978 to November 30, 1978:

Mrs. Mary Fraser
Ms. Reinolde van Werighn.

13. That the sum of $3,343.54 be transferred from Finance Contingencies to the Planning & Housing Budget; and further that the account of Ontario Housing Corporation in the amount of $10,594.76 be approved for payment.

	Increase	Decrease
PLANNING BOARD		
Account 419-11		
(City's share of 7½% of the deficit)	$3,343.54	-
FINANCE CONTINGENCIES	-	$3,343.54

14. That the Site Supervisor at the Portsmouth Olympic Site be reclassified from Group No. 11-7 (Salary Range 1978 - $13,537 to $16,304) to Group No. 12-8 (Salary Range 1978 - $14,811 to $17,800) with the 1978 salary to be $17,046., effective July 1st, 1978.

15. That the Supervisor at the Oakwood Day Care Centre be reclassified from Group No. 8-06 (Salary Range 1978 - $10,877 to $13,328) to Group No. 9-07 (Salary Range 1978 - $11,609 to $14,384) with the 1978 salary to be $12,895. effective July 1st, 1978.

16. That By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of The Corporation of the City of Kingston" be amended to include the policy for the hiring of summer students as set out in Schedule "A" attached hereto, in Section 9, "Appointment Procedures".

17. That, as recommended by the Board of Management for the Grand Theatre, a new professional manager for the Grand Theatre be engaged in Group 12-8 (Salary range for 1978 - $14,811 to $17,800) as recommended by the Personnel Director, to be hired on or after October 15, 1978 with the salary costs from date of commencement to December 31, 1978. The funds required for this expenditure to be provided from "Finance-Contingencies".

18. That, as recommended by the Transportation Committee, two acres more or less of City owned industrial land located on west side of Lappan's Lane, between the unnamed street on the south and an open watercourse on the west, be sold to Kingston Lath and Plaster Limited at $20,000 per acre, subject to receipt of a legal survey of this land.

19. WHEREAS at the meeting of City Council held on September 11, 1978, a recommendation with regard to the increase in the remuneration of Mayor and Aldermen was referred back to the Committee with the instructions to establish a three-person committee with a suggested composition of labour, business, and the community at large, to review the remuneration of the Mayor and Aldermen and report back to Council by January, 1979;

AND WHEREAS in view of the proposed change in the structure of municipal government for the City of Kingston it is believed that this new system should be in effect for a period in order to re-evaluate the remuneration of the Mayor and Aldermen;

THEREFORE BE IT RESOLVED that it be recommended to Council that a committee be established during 1979, after the new system has been in effect, composed of three persons as follows:

1 to be appointed by the Chamber of Commerce;
1 to be appointed by the Kingston Labour Council;
and 1 to be appointed by City Council from the Community at large.

20. That, as recommended by the City Solicitor, consent be granted to the mortgage of the leasehold interest from Pesmo Limited to the Federal Business Development Bank in the amount of $70,000.00.

(Note: Pesmo Limited operate Kingston Tennis World at the Norman Rogers Airport).

21. That a By-Law be presented to Council to Authorize the City Solicitor to make application to the County Court Judge to close the portion of the lane on Plan 134, described more particularly as Parts 4 and 5 on Ref. Plan 13 R2493 for deeding to Bell Canada as the abutting owners.

(Note: This lane is located between Garrett Street and Princess Street).

22. That, as recommended by Lily Inglis & Wilfred Sorensen, Architects, and the Kingston Public Library Board, Change Order No. 29 for the construction of the new public library, showing a net credit in the amount of $282.36, be approved.

(Note: Copy of Change Order No. 29 has been distributed to all members of Council.)

23. That the purchase of all of the Clyde Farm, consisting of 167.8 acres more-or-less being parts of Lots 20 and 21, Concession 3, City of Kingston, subject to Ontario Municipal Board approval, at a price of $1,000,000. subject to the following main conditions, from Mrs. Annie E. Clyde, be and is hereby authorized:

a) A deposit of $10,000. is to accompany the offer to purchase but in the event Ontario Municipal Board approval is not given then the deposit shall be returned to the purchaser in full without interest.

b) The purchaser agrees to pay a further sum of $333,000. on closing i.e. 30th day of March, 1979, and subject to Ontario Municipal Board approval whichever is the latter, but not later than June 30th, 1979.

c) The purchaser will give and the vendor will take back a first mortgage for the balance of the purchase price at a rate of 9¼% interest per annum calculated semi-annually and repayable in monthly payments of interest only. This mortgage shall contain a clause allowing the purchaser to make payments on the principal amount owing at any time or times without notice or penalty during the term of this mortgage. The term of the mortgage shall be five years.

d) The vendor agrees to provide the attached plan of survey of the property as outlined in yellow and any other survey which may be required for the life interest or deed.

(Note: Plan will be available for viewing at Council meeting).

e) The vendor will not object to any rezoning of her lands after completion of this transaction.

f) The purchaser agrees to provide the vendor with a life interest in the house and three existing adjacent out-buildings together with two acres of land surrounding the house and outbuildings with existing right-of-way being twenty feet wide to Counter Street. The vendor's life interest will permit her to sublet a portion of the house without penalty. The vendor's life interest shall exempt her from any and all municipal taxes levied against the property in future and would allow the vendor to connect to any water and sewer services that may be available in future development. The vendor's life interest shall extend six months beyond the date of her death or six months beyond the date she permanently vacates the property.

g) The vendor shall be allowed to remove the steel barn, being 36' x 100', from the real property within six months after closing of this transaction.

h) The purchaser agrees to name either the area that is to be developed on the real property or one of the main streets of the area in memory of her late husband, Mr. Joseph P. Clyde (Clyde Memorial Park or Clyde Avenue).

said conditions and further conditions as set out in the attached agreement to purchase and sale and the addendum to the agreement to purchase and sale, attached hereto as Schedule "B".

and further:

The City will provide from current funds each year commencing in 1979 the sum of $131,400. to be placed in a Reserve Fund to redeem the mortgage at the end of five years, less interest earned on the Reserve Fund, less any proceeds for the sale of the land, so that the City will have in hand at the expiry of the mortgage sufficient funds to pay off any amount owing on the

23. (Cont'd)

mortgage. It being further understood that the City at any time during the term of the mortgage may reduce the principal sum by applying the Reserve Fund funds and interest and/or the proceeds of the sale of lands to reduce the outstanding mortgage without being subject to any penalty or bonus.

24. WHEREAS at the meeting of City Council held on September 11, 1978, the following Notice of Motion was referred to the Finance Committee:

"Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That Council will consider the implementation of Zero Budgeting for 1979 before November 10, 1978.";

AND WHEREAS a report from the City Treasurer setting forth certain reasons for not implementing zero base budgeting in 1979 was considered by the Finance Committee;

THEREFORE BE IT RESOLVED that no action be taken to implement zero base budgeting in 1979 and further that Department Heads be requested to commence immediately the preparation of program budgets for 1979.

(Note: A copy of Report of the City Treasurer was distributed to all members of Council with the Finance Committee Agenda for their September 20th meeting.)

Respectfully Submitted,

CHAIRMAN

PERSONNEL PROCEDURE - SUMMER STUDENTS

GENERAL

This personnel procedure covers selection criteria, policies, and rates of pay for summer students engaged by The Corporation, excepting summer students engaged directly in recreation functions.

Summer student shall be defined as a person engaged in courses of study during the most recent preceding semester and who intends to return to studies during the first semester following the summer break. Summer students shall be required to certify their status as a student as part of the hiring documentation. A certification form is attached.

In general, departments should decide summer requirements by April 1 of each year. Upon completion of summer selection and recruiting, all unsuccessful candidates for summer employment shall be notified in writing by the Personnel Department by April 30, 1978.

Summer students covered by this personnel procedure shall be hired by employment requisitions submitted to the Personnel Department. These requisitions shall list the job duties and requirements relating to education, experience, skills, et cetera.

When qualifications, skills and education are relatively equal for a specific job, selection criteria will give priority to students hired for the first time on the basis that those residing within the boundaries of the city of Kingston will be hired first.

Not more than one summer student shall be hired from any one family by the Corporation.

Summer students shall be recruited from applications on file in the Personnel Department. When additional recruiting is necessary or when specialized recruiting is necessary, it shall be arranged through the Canada Manpower Centre office and student placement agencies of community colleges and/or universities.

The Personnel Department will interview candidates for summer employment, in accordance with requirements established by the employment requisition form. Applicants judged to be best qualified shall be referred to the Department Head for final selection.

The names of qualified students not selected for summer employment shall be retained on a short list, in order to provide a reserve for the departments where students have resigned.

CLASSES OF SUMMER STUDENTS

Group 1 - Student Temporary Replacements

The student temporary replacements in this group are within the jurisdiction of Local 109 (Outside) of the Canadian Union of Public Employees and are, therefore, represented. Students in this category are required to pay Union dues but are not listed on a seniority roster of Local 109.

Student temporary replacements, in general, perform the work of regular employees during summer vacation periods and shall receive first priority respecting student hiring.

Student temporary replacements shall be paid rates of pay, as defined by the current collective agreement with Local 109.

Priority of individual recall in Group 1 shall be based on two factors:

a. Acceptable performance record from the preceding year.

b. Cumulative service time performing the class of work referred to in the recall requisition.

CLASSES OF SUMMER STUDENTS (Cont'd)

Group 2 - Junior Students

Group 2 consists of a class of junior students exempt from coverage by the Canadian Union of Public Employees but as defined in Section 2:02 of the current agreement with C.U.P.E., Local 109.

Group 3 - Other Students

This class of student may perform any number of junior or intermediate tasks on inside or outside work requiring limited physical demands and/or normal mental demands. Such duties may be of a clerical or technical nature.

Group 4 - Special Students

Group 4 consists of a specialized class of students covered specifically by subsidized student programs, such as, the Involvement In Municipal Administration Program. In general, programs of this nature specifically set out working conditions and rates of pay.

RATES OF PAY

Groups 2, 3 and 4

That all students in Groups 2 & 3 will be paid a rate of twenty-five cents over the student minimum rate as defined by the Ontario Employment Standards Act.

Group 4 salary to be determined by Department Head and Director of Personnel in accordance with Government Subsidies.

When the student is over 18 years of age (See Employment Standards' Act) or when the job tasks are not appropriate to the above rates, the Department Head and the Director of Personnel may establish a rate of pay within the Corporation's salary program.

ORDER OF SELECTION PRIORITIES

(1) Students with municipal experience relative to the needs of the employment requisition and who have an acceptable work performance record from the preceding department supervisor.

(Note: Students whose previous performance records are not acceptable shall be advised by the supervisor concerned.)

(2) Candidates who are sons or daughters of Corporation employees, subject to suitability to perform the job tasks.

(3) Candidates who are sons or daughters of City Officials, subject to suitability to perform the job tasks.

(4) Candidates who are best qualified to carry out job tasks, as contained in the employment requisition and are residents of the City.

Group 4 summer students shall be selected in accordance with the specialized requirements contained in the employment requisition and in accordance with established employment standards, as established by By-Law No. 4.

STUDENT STATUS CONFIRMATION

NAME: _____

ADDRESS: _____

_____

SCHOOL OR UNIVERSITY I attended during the current (1978 - 1979) academic year:

_____

_____

SCHOOL OR UNIVERSITY I will attend as a full time student during the coming (1979 - 1980) academic year:

_____

_____

INTENDED COURSE OF STUDY: _____

_____

I understand that any deliberate misrepresentation herein shall be cause for my dismissal from employment with the Corporation of the City of Kingston.

Signature: _____

Date: _____

ONTARIO REAL ESTATE ASSOCIATION

AGREEMENT OF PURCHASE AND SALE

PURCHASER, Corporation of the City of Kingston, offers to buy from
VENDOR, Annie E. Clyde, through Vendor's
AGENT, Rideau Realty Limited, the following
PROPERTY: fronting on the north side of Counter Street known municipally as R. R. #8
in the City of Kingston and the Township of Kingston in ~~xx~~ the County of Frontenac
and having a frontage of 1346.58 feet more or less by ~~xxxxxx~~ 167.8 acres ~~xxx~~ more or less and described as
Part of Lots 20 and 21 Concession 3 City of Kingston and Part of Lot 20 Concession 3 Township of Kingston, including Right-of-Ways to the C. N. R., C. P. R. and easements to the City of Kingston and Ontario Hydro as shown on attached Plan of Survey by Smith and Smith and dated February 2, 1968.

at the PURCHASE PRICE of ONE MILLION---------- Canadian Dollars ($Can. 1,000,000.00)
on the following terms:

1. Purchaser submits with this offer TEN THOUSAND---------- Dollars ($ 10,000.00)
cash/cheque payable to Vendor's Agent as a deposit to be held by him in trust pending completion or other termination of this Agreement and to be credited towards the Purchase Price on completion.

2. Purchaser agrees to pay a further sum of Three Hundred Thirty-three Thousand Dollars ($333,000.00) by certified cheque, subject to adjustments, to the vendor on closing.

3. The purchaser will give and the vendor will take back a first mortgage for the balance of the purchase price at a rate of 9½% interest per annum calculated semi-annually and repayable in monthly payments of interest only. This mortgage shall contain a clause allowing the purchaser to make payments on the principal amount owing at any time or times without notice or penalty during the term of this mortgage. The term of this mortgage shall be for five (5) years.

4. The vendor agrees to provide the attached Plan of Survey of the property.

5. The vendor will not object to any rezoning of her lands after completion of this transaction.

6. The purchaser agrees to provide the vendor with a Life Interest in the house and three (3) existing adjacent outbuildings, shown in green on the attached survey, and now situated on the real property together with two (2) acres of land surrounding the house and outbuildings with existing Right-of-Way being twenty (20) feet wide to Counter Street. The vendor's Life Interest will permit her to sublet a portion of the house without penalty. The vendor's Life Interest shall exempt her from any and all municipal taxes levied against the property in future and any and all major repairs which may be needed in future and would allow the vendor to connect to any water and sewer services that may be available in future development. The boundaries of the two (2) acres of land shall be as outlined in green on the attached Plan of Survey. The vendor's Life Interest shall extend one (1) year beyond the date of her death.

7. The vendor shall be allowed to remove the steel barn being 36' x 100' from the real property within six (6) months after closing of this transaction.

8. The purchaser further agrees to name either the area that is to be developed on the real property or one of the main streets of the area in memory of her late husband, Mr. Joseph P. Clyde. (Clyde Memorial Park or Clyde Avenue)

9. Attached is Addendum to Agreement of Purchase and Sale.

3. Purchaser and Vendor agree that all existing fixtures are included in the purchase price except those listed hereunder: nil AEC

and that the following chattels are included in the purchase price: nil

4. Purchaser agrees that this Offer shall be irrevocable by him until 11:59 p.m. on the 26th day of September, 19 78, after which time, if not accepted, this Offer shall be null and void and the deposit shall be returned to Purchaser without interest or deduction.

5. This Agreement shall be completed on ~~xx~~ or before the 30th day of March, 19 79/. and subject to O.M.B. approval. Upon completion, vacant possession of the property shall be given to Purchaser unless otherwise provided as follows:
except as indicated by the Life Interest of the vendor noted above.

6. Purchaser shall be allowed the 60 days next following the date of acceptance of this Offer to: examine the title to the property at his own expense, to satisfy himself that there are no outstanding work orders affecting the property, that its present use (farm property) may be lawfully continued, and that the principal building may be insured against risk of fire.

7. Vendor and Purchaser agree that there is no condition, express or implied, representation or warranty of any kind that the future intended use of the property by Purchaser is or will be lawful except as may be specifically stipulated hereunder.

8. **Purchaser acknowledges having inspected the property prior to submitting this Offer and understands that upon Vendor accepting this Offer there shall be a binding agreement of purchase and sale between Purchaser and Vendor.**

9. Provided that the title to the property is good and free from all encumbrances except as aforesaid and except for any registered restrictions or covenants that run with the land providing that such are complied with and except for any minor easements to public utilities required for the supply of domestic utility services to the property. If within the time allowed for examining the title any valid objection to title, or to any outstanding work order, or to the fact the said present use may not lawfully be continued, or that the principal building may not be insured against risk of fire is made in writing to Vendor and which Vendor is unable or unwilling to remove, remedy or satisfy and which Purchaser will not waive, this Agreement, notwithstanding any intermediate acts or negotiations in respect of such objections, shall be at an end and all monies theretofore paid shall be returned without interest or deduction and Vendor and Vendor's Agent shall not be liable for any costs or damages. Save as to any valid objection so made by such day and except for any objection going to the root of the title, Purchaser shall be conclusively deemed to have accepted Vendor's title to the property.

10. Purchaser shall not call for the production of any title deed, abstract, survey or other evidence of title to the property except such as are in the possession or control of Vendor. Vendor agrees that he will deliver, if it is possible, any sketch or survey of the property to Purchaser as soon as possible and prior to the last day allowed for examining title.

11. All buildings on the property and all other things being purchased shall be and remain until completion at the risk of Vendor. Pending completion, Vendor shall hold all insurance policies, if any, and the proceeds thereof in trust for the parties as their interests may appear and in the event of substantial damage, Purchaser may either terminate this Agreement and have all monies theretofore paid returned without interest or deduction or else take the proceeds of any insurance and complete the purchase.

12. Provided that this Agreement shall be effective to create an interest in the property only if the subdivision control provisions of The Planning Act are complied with by Vendor on or before completion and Vendor hereby covenants to proceed diligently at his expense to obtain any necessary consent on or before completion.

13. Purchaser hereby warrants that he is not a non-resident of Canada pursuant to The Land Transfer Tax Act.

14. Vendor covenants and agrees that he will on or before closing provide to Purchaser either the certificate of the Minister of Revenue of Ontario that no lien is claimed under The Land Speculation Tax Act, 1974, or an affidavit in prescribed form that this transaction is exempt from said tax pursuant to the Act, and if Vendor is a corporation or partnership that it will provide a further affidavit that there has been no disposition within the meaning of the Act.

15. Purchaser shall be credited towards the Purchase Price with the amount, if any, which it shall be necessary for Purchaser to pay to the Minister of National Revenue in order to satisfy Purchaser's liability in respect of tax payable by Vendor under the non-residency provisions of the Income Tax Act by reason of this sale. Purchaser shall not claim such credit if Vendor delivers on completion the prescribed certificate or his statutory declaration that he is not then a non-resident of Canada.

16. Vendor shall supply to Purchaser at least five (5) days before the completion date, details of any fire insurance to be assigned on closing.

17. Unearned fire insurance premiums, rents, mortgage interest, taxes, local improvement, water and assessment rates and the cost of fuel shall be apportioned and allowed to the day of completion (the day itself to be apportioned to Purchaser).

18. The deed or transfer shall, save for the Land Transfer Tax Affidavits, be prepared in registrable form at the expense of Vendor and the Mortgage at the expense of Purchaser.

19. Time shall in all respects be of the essence hereof provided that the time for doing or completing of any matter provided for herein may be extended or abridged by an agreement in writing signed by Vendor and Purchaser or by their respective solicitors who are hereby expressly appointed in this regard.

20. Any tender of documents or money hereunder may be made upon Vendor or Purchaser or their respective solicitors on the day for completion of this Agreement. Money may be tendered by bank draft or cheque certified by a chartered bank, trust company or Province of Ontario Savings Office.

21. This Agreement shall constitute the entire agreement between purchaser and Vendor and there is no representation, warranty, collateral agreement or condition affecting this Agreement or the property or supported hereby other than as expressed herein in writing. This Agreement shall be read with all changes of gender or number required by the context.

DATED at KINGSTON ..... this ..... day of ..... 19 .....

SIGNED, SEALED AND DELIVERED in the presence of:

IN WITNESS whereof I have hereunto set my hand and seal:

.... Date .....
(Purchaser)

.... Date .....
(Purchaser)

The undersigned accepts the above Offer and agrees with the Agent above named in consideration for his services in procuring the said Offer, to pay him on the date above fixed for completion, a commission of 5 % of an amount equal to the above mentioned sale price, which commission may be deducted from the deposit. I hereby irrevocably instruct my Solicitor to pay direct to the said Agent any unpaid balance of commission from the proceeds of the sale.

DATED at KINGSTON ..... this 20 day of September 19 78

SIGNED, SEALED AND DELIVERED in the presence of:

IN WITNESS whereof I have hereunto set my hand and seal:

..... Annie E. Clyde Date .....
(Vendor)

.... Date .....
(Vendor)

ACKNOWLEDGEMENT

I acknowledge receipt of my signed copy of this accepted Agreement of Purchase and Sale.

..... Date .....
(Vendor)

..... Date .....
(Vendor)

Address: .....

Telephone No. .....

Vendor's Solicitor .....

I acknowledge receipt of my signed copy of this accepted Agreement of Purchase and Sale.

..... Date .....
(Purchaser)

..... Date .....
(Purchaser)

Address: .....

Telephone No. .....

Purchaser's Solicitor .....

Form No. 101

ADDENDUM TO AGREEMENT OF PURCHASE AND SALE

between: Corporation of the City of Kingston, purchaser

and: Annie E. Clyde, vendor

dated: September 20, 1978

concerning: Part of Lots 20 and 21 Concession 3 City of Kingston and Part of Lot 20 Concession 3 Township of Kingston, including Right-of-Ways to the C. N. R., C. P. R. and easements to the City of Kingston and Ontario Hydro as shown on attached Plan of Survey by Smith and Smith and dated February 2, 1968.

The purchaser and vendor herein agree to the following amendments to the aforementioned Agreement:

Legal Description: Amended to include the following: The vendor covenants that all lands owned by her in Part of Lots 20 and 21 Concession 3 of the City of Kingston and the Township of Kingston are included in this sale and that she does not own any abutting lands.

Clause 1: Amended to include the following: The vendor agrees that in the event O. M. B. approval is not given then the deposit shall be returned to the purchaser in full without interest.

Clause 4: Amended to include the following after the word "property": .....as outlined in yellow and any other survey which may be required. For the Life Interest or Deed AEC

Clause 6: Amended to delete the following on the 7th and 8th lines: ".....and any and all major repairs which may be needed in future.....".

Amended to delete the following on the 11th and 12th lines: "The vendor's Life Interest shall extend one (1) year beyond the date of her death" and replace with the following: The vendor's Life Interest shall extend six (6) months beyond the date of her death or six (6) months beyond the date she permanently vacates the property.

Clause Stating Completion Date: Amended to read: This Agreement shall be completed on or before the 30th day of March, 1979, and subject to O. M. B. approval, whichever is the latter. But not Later than June 30, 1979 AEC

ALL OTHER TERMS AND CONDITIONS IN THE AFOREMENTIONED AGREEMENT OF PURCHASE AND SALE TO REMAIN THE SAME.

DATED at .....this.....day of ....., 1978.

signed, sealed and delivered in the presence of:

IN WITNESS whereof I have hereunto set my hand and seal:

.....
Witness

.....DATE.....
Purchaser

signed, sealed and delivered in the presence of:

IN WITNESS whereof I have hereunto set my hand and seal:

[signature]
Witness

Annie E. Clyde DATE.....
Vendor

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 12 be given their First & Second Readings.

(B) That Rule No. 35 of By-Law 1 be suspended for the purpose of giving By-Laws 8 to 12 their Third Reading.

(C) That By-Laws 8 to 16 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law 7080, "A By-Law Respecting the Fire Department". (Probationary Period).

(FIRST & SECOND READINGS) (PROPOSED NO. 9339)
Clause 1, Report No. 95, 1978

(2) A By-Law to Authorize the Construction of Storm Sewers in Palace Road from Wright Crescent Southerly 170 Feet and From Wright Crescent Northerly 28 Feet; and in Wright Crescent from Palace Road Westerly 421 Feet Under the Provisions of Section 7 of the Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9340)
Clause 2, Report No. 97, 1978

(3) A By-Law to Establish Policies Concerning Local Improvements.

(FIRST & SECOND READINGS) (PROPOSED NO. 9341)
Clause 3, Report No. 97, 1978

(4) A By-Law to Amend By-Law No. 2616, "A By-Law to Provide for Regulations Concerning Local Improvement Petitions" (Delete Works Initiated Under Section 12 of The Local Improvement Act).

(FIRST & SECOND READINGS) (PROPOSED NO. 9342)
Clause 3, Report No. 97, 1978

(5) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the City of Kingston" (Rezone 0.55 Hectare Parcel of Land Located on the West Side of Ontario Street North of West Street from Zones A (One and Two Family) Residential, B (Three to Six Family Dwelling) and B1 (Multiple Family) Residential to Zones B (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential).

(FIRST & SECOND READINGS) (PROPOSED NO. 9343)
Clause 1, Report No. 99, 1978

BY-LAWS (Cont'd)

(6) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of The Corporation of the City of Kingston". (Policy for Hiring Summer Students).

(FIRST & SECOND READINGS) (PROPOSED NO. 9344)
Clause 16, Report No. 100, 1978

(7) A By-Law to Authorize the Purchase of the Property of Annie E. Clyde for Use as an Industrial Park Site.

(FIRST & SECOND READINGS) (PROPOSED NO. 9345)
Clause 23, Report No. 100, 1978

(8) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 97: Multiple Family Dwellings - North-West Corner of Ontario and West Streets).

(THREE READINGS) (PROPOSED NO. 9346)
Clause 1, Report No. 99, 1978

(9) A By-Law to Repeal By-Law No. 9193, "A By-Law to Amend By-Law No. 8438, 'A By-Law to Adopt a Redevelopment Plan for the City of Kingston Neighbourhood Improvement Area' (Revised Budget)".

(THREE READINGS) (PROPOSED NO. 9347)
Clause 4, Report No. 99, 1978

(10) A By-Law to Amend By-Law No. 8438, "A By-Law to Adopt a Re-Development Plan for the City of Kingston Neighbourhood Improvement Area". (Revised Implementation Budget).

(THREE READINGS) (PROPOSED NO. 9348)
Clause 4, Report No. 99, 1978

(11) A By-Law to Authorize the City Solicitor to make Application to the County Court Judge to Close the Portion of the Lane on Plan 134, Described More Particularly as Parts 4 and 5 on Reference Plan 13 R2493.

(THREE READINGS) (PROPOSED NO. 9349)
Clause 21, Report No. 100, 1978

(12) A By-Law to Confirm the Proceedings of Council at Its Meetings Held September 18 and September 25, 1978.

(THREE READINGS) (PROPOSED NO. 9350)
City Council Meetings Nos. 21, 1978 and 22, 1978

(13) A By-Law to Authorize the Stopping Up of a Portion of Allen Lane.

(THIRD READING) (PROPOSED NO. 9319)
Clause 23, Report No. 87, 1978

(14) A By-Law to Authorize the Sale of a Portion of Allen Lane to the Ministry of Government Services.

(THIRD READING) (PROPOSED NO. 9320)
Clause 24, Report No. 87, 1978

BY-LAWS (Cont'd)

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act." (Clauses 7 and 15, Report No. 90).

(THIRD READING) (PROPOSED NO. 9329A)
Clauses 7 and 15, Report No. 90, 1978

(Note: Ministry of Transportation and Communications Approval Required.)

(16) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act." (Clauses 6 and 7, Report No. 90).

(THIRD READING) (PROPOSED NO. 9329B)
Clauses 6 and 7, Report No. 90, 1978

MOTIONS

Local Govt.

OCT 13 1978

CITY COUNCIL MEETING NO. 22

The Regular Meeting of City Council was held on Monday, September 25, 1978, in the Council Chamber at City Hall at 8:05 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, (arrived at 8:15 p.m.) Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

TABLING OF DOCUMENTS

MINUTES

Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That the Minutes of City Council Meeting No. 20, held September 11, 1978, and City Council Meeting No. 21, held September 18, 1978, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 618 to 629.

Filed

(590) From Mrs. Irving A. Rosen on the subject of whether or not a plebescite should be taken in the upcoming election regarding the addition of flouride to the Municipal waters, and requesting that Council vote against the proposition that this should appear on the upcoming ballots.
(Copies were distributed to all members of Council on Friday, September 15, 1978.)

(591) From the Ministry ofEducation acknowledging receipt of the City of Kingston's endorsation of the resolution of the Council of the City of Stratford concerning the transportation on school buses of mentally handicapped adults to workshops.

(592) Minutes of the N.I.P. Citizens Committee Meetings Nos. 37 and 37 held August 14 and 28 respectively.
(Copies have been distributed to all members of Council.)

(593) From the Assistant Deputy, Director of Titles, Ministry of Consumer and Commercial Relations, a notice of confirmation of the southerly boundary of land described as Lot 837 on the East side of Albert Street, Registered Plan A-12, City of Kingston, and that any person objecting to the confirmation may appeal to the Divisional Court of Ontario; notice of such appeal must be served on the Assistant Deputy, Director of Titles, within twenty days after 23rd September, 1978.

(594) Minutes of the Kingston Suburban Road Commission Meetings held on July 20, 28 and August 17, 1978.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(595) Copy of "The Municipal Monitor" dated July, 1978, from the Association of Municipal Clerks and Treasurers of Ontario.

(596) From the Ministry of Treasury Economics and Intergovernmental Affairs, copies of "Background" Nos. 78/35.
(Copies have been distributed to all members of Council.)

(598) From the Ministry of Community and Social Services, acknowedging receipt of the City's endorsation of resolutions with respect to: Nursing Homes; an Increase in Bell Canada Rates; and School Buses for the Mentally Handicapped.

Which Had Been Referred to the City of Kingston Planning Board

(599) From the Cataraqui Region Conservation Authority enclosing a fill application for the former Davis Tannery Site, requesting comments from the City.

(600) From the Ministry of Housing enclosing the 1979 edition of the Annual Housing Review which provides the basis for an ongoing exchange between provincial and municipal governments, identifying those issues which are most relevant to the provision of housing in the community. In order to enable the provincial government to include Kingston's needs in its 1979 budget considerations, the review must be completed and returned before December 1, 1978.

Filed

(601) From the Public Utilities Commission notifying that they have no objection to the City of Stratford Resolution regarding the use of School Buses by Retarded Adults.

Referred to the City of Kingston Planning Board

(602) From Mr. Mel Swart, M.P.P. for Welland-Thorold, a copy of his open letter to the Hon. Claude Bennett, Minister of Housing, notifying that municipalities and applicants for loans under the Ontario Home Renewal Program (OHRP) are frustrated and angry at the Ministry of Housing's inadequate funding of the plan.

Which Had Been Referred to the Local Architectural Conservation Advisory Committee and the Finance and Accounts Committee

(603) From Ms. Shirley Spragge, submitting her resignation as a member and chairman of L.A.C.A.C., effective September 15, as she is moving away from the area.

(604) From Mrs. Mary Fraser applying for a position on the Local Architectural Conservation Advisory Committee.

Which Had Been Referred to the Transportation Committee

(605) From the Project Manager, Penitentiary Services, notifying that the north section of the perimeter wall at the Prison for Women in Kingston, that section that abuts onto Union Street, has been found to be in a sufficiently unstable state, that immediate repairs must be carried out. They therefore urgently seek approval to construct the buttresses.

COMMUNICATIONS (Cont'd)

Which Had Been Referred to the Finance and Accounts Committee

(606) From the City of London, notifying of their following resolution:

"24. That the existing assessment in the City of London be declared inequitable, and that the Civic Administration be directed to take the necessary steps in order to request the Regional Assessment Office of the Province of Ontario to introduce a revised assessment base for the City of London for 1979. It is recognized that this action is not related to tax reform, but rather to the wording of Section 86 of The Assessment Act which has had the effect of freezing assessments within the Province since 1971."

Referred to the Finance and Accounts Committee

(607) From the Association of Women Electors of Kingston Area advising that during the past year some of their observers have noted the poor attendance of some Aldermen at committee meetings, and they are concerned. They ask what action is available to the City to remove aldermen from committees to which they are appointed but which they fail to attend, and what level of attendance the City accepts as satisfactory and whether attendance records are considered at the time appointments for the coming year are being made.

Filed

(608) From the Public Utilities Commission, Transit Department Statement of Revenue & Expenditures for the month of July, 1978, showing the following deficits:

	1978 Budget Estimates	1978 to Date	Month of July 1978	1977 to date
Operating Deficit:	$597,100	$377,117	$61,904	$415,942
Debentures:	27,690	16,153	2,307	21,117
Total Deficit:	$624,790	$393,270	$64,211	$437,059

Referred to the City of Kingston Planning Board

(609) Application for Zone Change for property located at 392 Alfred Street, (Lot No. 619, Registered Plan A12) owned by Mr. & Miss O'Hara, presently zoned as A, One and Two Family residential. They request an appropriate zoning for this property to be used as a group home for mentally retarded adults under supervision provided by the Association for the Mentally Retarded.

Referred to the Transportation Committee

(610) From The Industrial Relations Institute, Toronto notifying that the 35th Annual Meeting of members will be held on Thursday, October 26, 1978 in the Embassy A Room, Hotel Plaza II, 90 Bloor Street East, Toronto at 5:15 p.m. Registration fee is $28.50 which includes cocktails and dinner.

COMMUNICATIONS (Cont'd)

Referred to the Transportation Committee (Cont'd)

(611) From the City of Toronto notifying of a meeting to be held by the City of Toronto Planning Board respecting Toronto Island Airport and changes to the Official Plan, Part I. Members of the public are invited to attend on Wednesday, October 25 at 7 p.m. in the City of Toronto Council Chamber.

Referred to the City of Kingston Planning Board

(612) From the Association of Women Electors of Kingston Area notifying that they are concerned about the decision of the Planning Board to approve the proposed plans for the development at the northwest side of Ontario Street between West and Lower Union Streets by Homestead Landholdings Limited. They ask that Council refer this matter back to the Planning Board so that the O.M.B. ruling, "that the Board considers it appropriate to refer the matter back to City Council for its consideration in consultation with the owners and affected neighbours to determine what form of residential development could best satisfy their respective requirements.", might more accurately be enacted.

Filed

(613) From The Credit Counselling Service of Kingston, Inc. Copies of their 1977 Annual Report, Statistical Records and Statement of Revenue and Expense.

(Note: Copies have been distributed to all members of Council)

(614) From the Frontenac County Board of Education approving the request of the Deputy City Clerk for the use of particular schools for polling places and notifying that, in addition to providing the schools at no cost to municipalities, the Board will also absorb the cost of overtime for caretakers.

Referred to the Transportation Committee

(615) From the Public Utilities Commission notifying that at a Regular Meeting of the Commission a change in the location of the bus stop on Sir John A. Macdonald Boulevard, at Bath Road, was approved. A drawing showing the new location was attached and early approval is requested.

Referred to the City of Kingston Planning Board

(616) Copy of a letter to Ald. T.D. French, from Miss M.B. Hogg and Miss J.F. Hogg, 120 Beverley Street, objecting to the expansion of one-family homes into multiple-lodging places with no care for lawns or back yards.

(617) Copy of a letter to Ald. T.D. French from Mrs. Elizabeth Urgubart, 94 Beverley Street, expressing her concern about the changing character of the western part of Sydenham Ward, due to family residences being converted into "two family" dwellings. She would like to see this area maintained in the spirit of zone A, as a family residential area.

COMMUNICATIONS (Cont'd)

Filed

(618) Copy of "The Municipal Monitor" dated August, 1978.

(619) Copy of "Housing Ontario" dated August/September, 1978.

Referred to the Community Services Committee

(620) From the City of Welland, requesting endorsation of their resolution that the Ministry of Consumer and Commercial Relations be petitioned to have The Ontario Building Code amended to require installation of products of combustion detectors in all dwelling units including apartments in all apartment buildings, regardless of the building height or the number of suites contained therein.

(621) From the Secretariat for Social Development notifying that Miss Susan Chaplin has taken over the position of Field Information Officer, Eastern Region, for the Ontario Youth Secretariat, with offices in Ottawa.

Referred to the Housing Sub-Committee

(622) Copy of Remarks by the Honourable Andre Ouellet, Minister of State for Urban Affairs, to The Association of Ontario Housing Authorities, 26th Annual Convention, held in Ottawa on September 12, 1978.

Referred to the Downtown Improvement Area Board of Management

(623) From the Ministry of Housing re: Business Improvement Areas, Section 361, The Municipal Act, notifying that the Community Renewal Branch now provides advisory services to municipalities on the establishment of business improvement areas and other related issues and enclosing an Information Questionnaire, together with information on this subject. Also enclosed is a registration slip for the Downtown Forum '78 which will be held on November 29, 30 and December 1, 1978 at the Inn on the Park, Toronto.

Referred to the City of Kingston Planning Board

(624) From Mr. & Mrs. Hamm, 157 Collingwood Street, protesting about the recent development of "multi-family" residences on the Sydenham Ward Area.

(625) From the Sydenham Ward Tenant and Ratepayers Association, notifying that they are opposed to the unreasonable density associated with the current proposal of Homestead Landholdings on the west side of Ontario Street.

(Copies have been distributed to members of Council at tonight's meeting).

(626) From the Chairman, By-Law Interpretation Committee, Sydenham Ward Tenants' and Ratepayers' Association updating its interpretation of the rooming house issue outlined in the petition to be presented to Council tonight.

(Copies have been distributed to members of Council at tonight's meeting).

COMMUNICATIONS (Cont'd)

Which Had Been Referred to the City of Kingston Planning Board

(627) From Mr. & Mrs. N. Cleveland, 146 Norman Rogers Drive, strongly opposing the construction that is proposed for 660 Johnson Street on the grounds that their property would depreciate in value, and residents of this area should have some protection from overcrowding, noise and congestion.

(628) From Mr. W.J. Sutcliffe, 153 MacDonnell Street, objecting to the proposed construction at 660 Johnson Street, and strongly urging that an amendment be made to the by-law if there is a loophole in it.

(629) From Ms. Marion F. McConnell objecting to the many multi-family dwellings being erected in a very short time in sections of the City that are strictly residential, one and two family homes. She objects to the new structures at 118 and 125 to 127 Collingwood and at 276 Victoria, and hopes that the City will prevent the same thing happening to 660 Johnson Street.

PETITIONS

(1) From the Sydenham Ward Tenants' and Ratepayers' Association enclosing a petition that the Association is in full and adament support of, regarding conversions of single family to multiple person dwellings.

The petition calls for immediate review of Zoning By-Law No. 8499, Section 5, Subsection 23.

(Copies have been distributed to all members of Council.)

(This Petition Had Been Referred to the City of Kingston Planning Board)

REPORTS

Ald. Gerretsen presented Report No. 95 of the Community Services Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. McArthur,

That Report No. 95 of the Community Services Committee be received and adopted clause by clause.

Ald. Clements arrived at 8:15 p.m.

REPORTS (Cont'd)

Report No. 95 - Community Services (Cont'd)

REPORT NO. 95

September 14, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That By-Law 7080, 'A By-Law Respecting the Fire Department', be amended as follows:

a) Add the words "during the probationary period" to section 39(g), so that it reads:

"(g) after appointment shall continue to reside in the City during the probationary period."

CARRIED 12:3
(Ald. Hawkins, Ald. Matthews Opposed)
(See following Motion of Amendment Which was Lost)

Moved by Ald. Hawkins,
Seconded by Ald. Breen,

That Clause 1, Report No. 95, be referred to the 1979 Negotiating Committee.

LOST 7:8

2. WHEREAS it is the intention of Council that a By-Law be enacted to control noise in the City of Kingston; and

WHEREAS to this end, By-Law 9309, 'A By-Law to Control Noise' has been given two readings by Council and has been submitted for approval to the Ministry of the Environment; and

WHEREAS the Ministry of the Environment has notified that it recommends that certain changes be made to the draft By-Law which has been submitted for approval;

THEREFORE BE IT RESOLVED that By-Law No. 9309, 'A By-Law to Control Noise' be amended on Third Reading as follows:

a) Amend Section 1(c) to delete the words "within a building" and substitute therefor the words "within the premises of a person";

b) Delete Section 1(p) in its entirety;

c) Amend Section 4 (Exemption, Public Safety) to insert the word "services" after the word "restoration" so that it reads:

"(b) for the preservation or restoration of services and property"

REPORTS (Cont'd)

Report No. 95 - Community Services (Cont'd)

2.

d) Add to Schedule 1 (General Prohibitions), Section 3 the words "or pneumatic device" after the words "combustion engine" so that it reads:

"3. The operation of any combustion engine or pneumatic device without an effective exhaust muffling device in good working order and in constant operation"

e) Add to Schedule 2 (Prohibitions by Time and Place) the following as Section 17:

"17. The operation of a power assisted hang glider or parafoil"

(prohibited at any time)

f) Add to Schedule 3 (Activities to Which the By-Law Does Not Apply) as Section (xiii) the following:

"(xiii) Transformers and diesel operated water pumps owned by the Public Utilities Commission and necessary preventive maintenance work undertaken by the Public Utilities Commission"

(Notes:

1. *Amendments a), b), d), and e) above are made at the suggestion of the Ministry, and with the concurrence of the City Solicitor. It is felt that these amendments considerably strengthen the By-Law.*

2. *Amendments c) and f) are made after representation from and discussion with the Public Utilities Commission.*

3. *Third Reading to this By-Law may not be given until it has been approved by the Ministry of the Environment)*

CARRIED

Respectfully submitted,

(Signed) *J.P. Gerretsen* (Chairman)
K.W. Matthews
John Clements
Neil McArthur
Lois E. Miller

* * *

REPORTS (Cont'd)

Ald. Tarnowecky presented Report No. 96 of the Transportation Committee as follows:

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 96 of the Transportation Committee be received and adopted.

REPORT NO. 96

To the Mayor and Aldermen: September 13th, 1978

The Transportation Committee reports and recommends as follows:

1. That the accounts of Bennett Paving and Materials Limited in the amounts of $3,952.48 and $1,106.60 respectively, for repair of the roadway and hangar aprons at the Airport, be approved for payment, it being noted that there are sufficient monies in the budget for payment.

CARRIED

Respectfully Submitted,

(Signed) *Y. Tarnowecky* (Chairman)
T.D. French
G. Allmark
John Clements
G. Webb

* * *

Ald. Breen presented Report No. 97 of the Public Works Committee as follows:

Moved by Ald. Breen,
Seconded by Ald. McArthur,

That Report No. 97 of the Public Works Committee be received and adopted clause by clause.

REPORTS (Cont'd)

Report No. 97 - Public Works (Cont'd)

REPORT NO. 97

To the Mayor and Aldermen:

The Public Works Committee reports and recommends as follows:

1. That the account of Snap On Tools in the amount of $545.69 for replacement of a mechanic's tools which were stolen from the tool crib at City Yard during July 1978 be approved for payment, it being noted that a claim has been submitted to the City's insurers for full recovery.

CARRIED

2. That, since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the construction of storm sewers in (1) Palace Road from Wright Crescent southerly 170 feet and from Wright Crescent northerly 28 feet; and in (2) Wright Crescent from Palace Road westerly 421 feet under the provisions of Section 7 of the Local Improvement Act (Petition):

Total estimated cost	$ 35,500.00
Owners' share	594.00
Anticipated MTC subsidy	17,453.00
City's share	17,453.00
Debenture Amount	18,047.00

there being adequate funds for this work in the 1978 Capital Budget.

CARRIED

3. That a by-law be presented to Council to ratify, confirm and approve the City's policies on cost allocations for works that may be undertaken as local improvements; said policies being as set out on Schedule "A" attached to this report.

CARRIED

4. That Contract 78/3W with D.A. Foley Limited be amended to add the following work as Part "G":

"PART "G" - WELLINGTON STREET ROAD RECONSTRUCTION

Item #	Item	Unit	Quantity	Unit Price	To
61.	Earth Excavation	C.Y.	500	$ 3.00	$ 1
62.	Granular "A"	T.	700	3.65	2
63.	Water	M.G.	15	10.00	
64.	H.L.#6	T.	315	19.00	5
65.	Adjusting Manhole		1	100.00	
					$10

further, that the contract time be extended by six working days; and that the additional $10,290. be charged against the Cut Permit Fun

(Note: The completion date for the contract including this work will be October 23, 1978, if no days are lost through inclement weather).

CARRIED

Respectfully Submitted,

(Signed) B.E. Breen (Chairman)
Neil McArthur
G. Allmark
J. Hawkins
K.W. Matthews

REPORTS (Cont'd)

Report No. 97 - Public Works (Cont'd)

Schedule "A"

Policies Followed in Applying the Local Improvement Act

Exemptions

Corner Lots - Underground Services - two thirds (2/3) of the longest side to a maximum of 80 ft.(25 m). Above ground services - one third (1/3) of frontage plus flankage up to a maximum of 66 ft. (20 m).

In the case of new construction the exemption shall apply when the work is built on the second street except that where there is insufficient frontage on the second street to grant the full exemption the difference shall be granted on the first street.

In the case of reconstruction in non-residential sections the exemption shall be pro-rated to frontage and flankage and applied according to the location of the work.

Irregularly Shaped Lots - lots that have more frontage than width at the rear. Residential triangular lots or triangular parts of Lots - 1/3 the frontage of the triangular portion shall be exempt. Industrial/Commercial triangular lots or triangular parts of lots based on a maximum depth of 300 ft. (90 m) - 1/3 the frontage of the triangular portion shall be exempt.

Unsuitable for Building - such as swamp land - 4/5 of frontage shall be exempt.

Residential/Non-Residential Reconstruction - where the use of the land abutting the project is more than 50% residential reconstruction shall be carried out under a general rate bylaw. In other cases it shall be carried out under the Local Improvement Act.

NOTE: Metric distances shall apply to plans which the Ministry of Housing required in metric measure commencing July 1, 1978.

REPORTS (Cont'd)

Report No. 97 - Public Works (Cont'd)

Schedule A

Policies peculiar to specific services - In all cases the City assumes at least the share required under the Local Improvement Act.

Storm Sewers - a fixed rate of $3.00 per foot frontage shall be assessed to the owner.

Sanitary Sewers - the City shall assume 100% of the cost of sewer over 12" in diameter (300m/m). Replacement resulting from sewer separation shall be at the general rate.

Watermains - In residential areas the City (PUC) shall assume 100% of the cost of the watermain over 8" diameter(200m/m).In Commercial/Ind rial areas the City (PUC) shall assume 100% of the cost over the size necessary for the area.

Roads - the City shall assume the following percentages -

New and Reconstructed Pavements including Curb, Gutter, an Boulevard.

Type According to Official Plan	City Shall A ssum
Streets eligible for 75% MTC subsidy	100%(Gen Ra
Arterials eligible for 50% MTC subsidy	80%
Collectors and Business District	80%
Residential with prior L.I. macadam	70%
Residential where road base required	50%
Roads in Industrial Areas	60% of asp
Resurfacing	100%(Gen R
Widening - by petition	as above
Widening - not by petition	100%(Gen R

Sidewalks - The City shall assume 50% of cost except walks designa as necessary for safety of school children by the Transportation Committee in which case the City shall assume 70%.

Street Lights - The City shall assume $275.00 per light when concr poles with underground wire are used.

Local Improvements shall be initiated under Section 7 (petition), if possible, and failing that under Section 8 (initiative of the Council) but not under Section 12 which placed the onus on the majority of the abutting properties to petition against the work. Under Section 8, in addition to the advertising requirements unde the Act, all property owners affected shall be notified individual by mail giving them the information in the notice in the paper.

REPORTS (Cont'd)

Ald. Webb presented Report No. 98 of the Honourable Achievement Awards Committee as follows:

Moved by Ald. Webb,
Seconded by Ald. Matthews,

That Report No. 98 of the Honourable Achievement Awards Committee be received and adopted.

REPORT NO. 98

August 29, 1978.

To the Mayor and Members of Council:

The Committee on Honourable Achievement Awards reports and recommends as follows:

1. WHEREAS the Committee on Honourable Achievement Awards has invited members of Council and the citizens of Kingston to submit names for inclusion in the Book of Honourable Achievement;

AND WHEREAS each name submitted for consideration has been accompanied by a citation as required by By-Law No. 1;

AND WHEREAS the unanimous vote of the members of the Committee was given for the following awards at a meeting held on August 29, 1978;

THEREFORE BE IT RESOLVED that an award for Honourable Achievement be given by the Council of The Corporation of the City of Kingston to:

Thomas Boyd
Samuel George Laverty
Emilia Neuberger

CARRIED

Respectfully Submitted,

(Signed) *G. Webb* (Chairman)
K.W. Matthews
Grant Timmins

* * *

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 99 of the City of Kingston Planning Board as follows:

Council consented to the amendment of Clause 1.B., subsection c), by: deleting the word "west" in the second line and substituting therefor the word "east"; deleting the reference to "B1.158" and substituting therefor "B.158"; and by deleting the word "may" in the last line and substituting therefor the word "shall".

Council also consented to the amendment of Clause 2 to read as follows:

"2. That Council does hereby certify that By-Law No. 9343, 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.76 Hectare Parcel of Land Located on the West Side of Ontario Street North of West Street and on the East Side of King Street Between West and Lower Union Streets from Zones A (One and Two Family) Residential, B (Three to Six Family Dwelling) and B1 (Multiple Family) Residnetial to Zones B (Three to Six Family Dwelling), B.158 (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential' is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 97, which has not yet been approved by the Minister.

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Report No. 99 of the City of Kingston Planning Board be received and adopted clause by clause.

Ald. Gerretsen withdrew at 8:55 p.m. and returned at 8:56 p.m.

REPORT NO. 99

September 19, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the Ontario Municipal Board recently referred the proposed zoning for properties located on the north side of Ontario Street between Lower Union and West Streets back to the City for review; and

WHEREAS the owner has subsequently submitted a proposed plan of development to the City for consideration; and

WHEREAS this plan is considered to represent an acceptable form of development for this site; and

WHEREAS the Official Plan and Zoning By-Law should be amended to accommodate this proposal;

THEREFORE BE IT RESOLVED THAT:

REPORTS (cont'd)

Report No. 99 - Planning (Cont'd)

1. (Cont'd)

A. The Official Plan be amended to introduce the following policy for Sydenham Ward (Specific Area No. 7):

"Notwithstanding anything to the contrary in this plan, an eight-storey apartment building containing 72 units may be located on the west side of Ontario Street north of West Street"

B. Zoning By-Law No. 8499 be amended as follows:

a) Amend Zoning Map No. 31 so as to rezone the lands located on the west side of Ontario Street north of West Street as shown on a copy of Zoning Map No. 31 attached hereto as Schedule 'A' from Zones A (One and Two Family) Residential, B (Three to Six Family Dwelling) and B1 (Multiple Family) Residential to Zones B (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential.

b) Add as Section 158 the following:

"158. a) On the approximately 0.55 ha parcel of land located on the west side of Ontario Street north of West Street and designated B1.158 on a copy of Zoning Map No. 31 attached to and forming part of By-Law No. 9343as Schedule 'A';

i) The only permitted use shall be a multiple family dwelling containing 72 units.

ii) The Minimum Front Yard shall be 7.6 metres except that a one-storey covered porch measuring 11 metres by 6.1 metres may be permitted to project into the required front yard.

(iii) The Minimum Rear Yard shall be 8.5 metres.

(iv) The Maximum Height shall be 23.8 metres exclusive of the penthouse.

c) On the approximately 0.13 hectare parcel of land located on the east side of King Street between West and Lower Union Streets and designated B.158 on a copy of Zoning Map No. 31 attached to and forming part of By-Law No. 9343 , as Schedule 'A' the existing multiple family dwelling containing 16 dwelling units shall be deemed to be a use of land conforming with the provisions of this By-law. No extension, expansion or structural alteration of any kind to this multiple family dwelling shall be allowed.

(Mrs. Bryson, Mr. Meyer Opposed)

CARRIED AS AMENDED 13:2
(Ald. Clements and Ald. Miller Opposed)

REPORTS (Cont'd)

Report No. 99 - Planning (Cont'd)

2. That Council does hereby certify that By-Law No. 9343, 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.76 Hectare Parcel of Land Located on the West Side of Ontario Street North of West Street and on the East Side of King Street Between West and Lower Union Streets from Zones A (One and Two Family) Residential, B (Three to Six Family Dwelling) and B1 (Multiple Family) Residential to Zones B (Three to Six Family Dwelling), B.158 (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential' is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 97, which has not yet been approved by the Minister.

CARRIED AS AMENDED 13:2
(Ald. Clements, Ald. Miller Opposed)

3. That the Cataraqui Region Conservation Authority be informed that the City of Kingston has no objection to the granting of a fill permit to Arcom Developments Limited for filling on the former Davis Tannery site on condition that the requirements of the Ministry of the Environment with respect to cleaning of the site, and the requirements of the Conservation Authority are fulfilled.

(Mrs. Bryson opposed)

CARRIED

4. WHEREAS the Ministry of Housing has requested the City to submit a revised application "C" for implementation funds for the Neighbourhood Improvement Program, such application to include only the total implementation funding for the program in the amount of $2,572,551.24;

and

has requested a resolution of Council giving the required authorization

and

has requested the rescinding of By-Law No. 9193 and its replacement by a by-law containing the revised budget;

THEREFORE BE IT RESOLVED that:

a) By-laws be presented to repeal By-Law No. 9193 and to amend By-Law No. 8438 "A By-Law to Adopt a Redevelopment Plan for the City of Kingston Neighbourhood Improvement Area", as amended to provide for a revised implementation budget in the amount of $2,572,551.24, with provisions for a residual of $321,000; and

b) A revised Application "C" for implementation funds for the Neighbourhood Improvement Program, in the amount of $2,572,551.24 with a residual amount of $321,000.00 being placed in "Reserve or Contingencies for Future Proposals" be approved and submitted to the Ministry of Housing.

REPORTS (Cont'd)

Report No. 99 - Planning (Cont'd)

4. (Cont'd)

(Note: This action is necessary to correct an error made by the Ministry in its calculations, and will not affect the amount of funding available to the City under the N.I.P. program)

CARRIED

5. WHEREAS the Development Agreement between the City of Kingston and Beaufort Realties (1964) Incorporated (Bath Road at Queen Mary Road) requires that the design and location details of all exterior signs be submitted for City approval;

THEREFORE BE IT RESOLVED that as recommended by the Development Control Committee, the plan prepared by Claude Neon Limited - Scale: ½" = 1'0" - September 1, 1978, be approved subject to removal of the blackline facial caricature and the 10w incandescent border lights.

REFERRED BACK TO PLANNING BOARD
(See following Motion of Referral)

Moved by Ald. Breen,
Seconded by Ald. Timmins,

That Clause 5, Report No. 99 be referred back to the City of Kingston Planning Board and the City Solicitor be requested to comment on the legality of the proposed conditions.

CARRIED

6. That, as recommended by the Development Control Committee, the following plans for a Material Testing Laboratory for the Ministry of Transportation and Communications at 355 Counter Street:

Plan #1 - Site Plan - Scale: 1"=50' - December 2, 1977

Plan #3 - Elevations & Sections - Scale: 1/8"=1'0" - December 2, 1977

Plan #A-1 - Site Plan - Scale: 1:200 - July, 1978

be approved, subject to the owner entering into a development agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that the landscaping plan which shall be subject to City approval, shall be implemented within one year of the issuance of the building permit.*

CARRIED

Respectfully submitted,

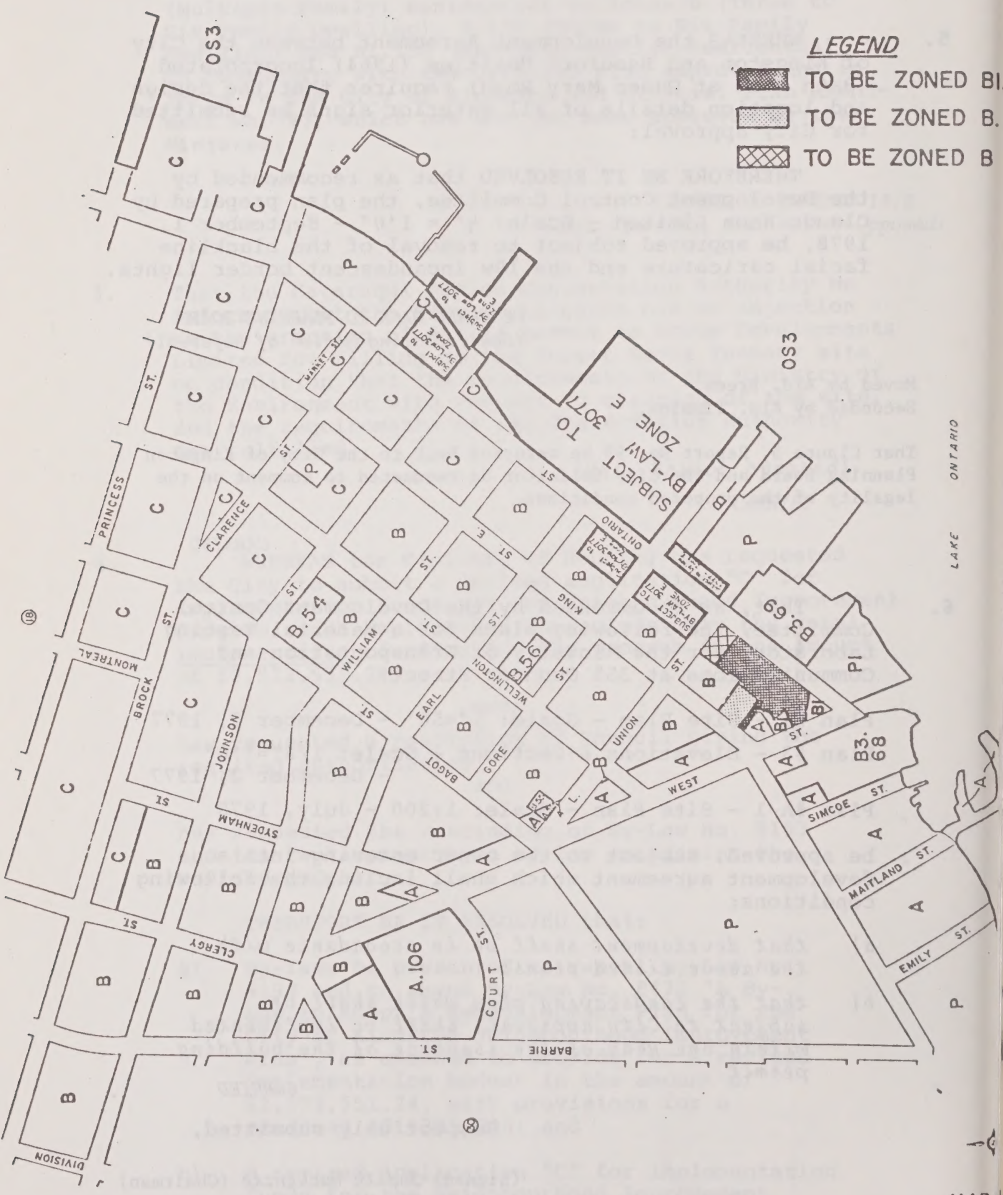
(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Lois E. Miller
Grant Timmins

* * *

REPORTS (Cont'd)

Report No. 99 - Planning (Cont'd)

SCHEDULE 'A'
BY-LAW Nº 9343
DATED



MAP

BY-LAW Nº
JULY 28, 197
REVISED

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 100 of the Finance Committee as follows:

Council consented to the addition of clauses 25 and 26.

Council also consented to the addition of the following proposed amendment to clause 23:

" - and -

That the Capital Budget Quota for 1978 be:

(1) Increased by $875,000 for "LAND ACQUISITION - Clyde Farm" from total of $2,509,169. to $3,084,169."

- and -

(2) Amend by reallocating $115,000. from General Projects "Wally Elmer Youth Centre" - (New concrete floor, boards, with improvements to drainage system" to "Land Acquisition - Clyde Farm".

And subsequently Council agreed to refer the above proposed amendment to clause 23 to the Finance Committee and requested all committees to review their capital budgets and report to the next meeting of the Finance Committee.

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 100 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 100

September 20, 1978

To the Mayor and Aldermen:

The Finance & Accounts Committee reports and recommends as follows:
Ald. French declared a conflict of interest in Clause 1, since he is the President of St. Lawrence Broadcasting.

1. That List of Accounts No. 8, dated August 1978, in the amount of $3,042,292.67 for expenditures incurred under proper authorization, be approved.

   (Note: Copy of List distributed to each member of Council on September 8, 1978).

   CARRIED
   (Ald. French Abstained)

2. That an agreement be entered into with the Polson Park Free Methodist Church for provision of day care services on the following conditions:

   a) Payment of $10.70 per child per diem.

   b) Provision for a maximum payment of $6,291. (i.e. $1,258. from the City (20%), $5,033. from Ministry of Community and Social Services (80%)).

   c) Provision for the term of this agreement to be from September 11, 1978 to December 31, 1978.

   d) Subject to the approval of the Ministry of Community and Social Services.

   (Note: Verbal approval has been received from the Ministry of Community and Social Services.)

   CARRIED

Ald. Clements withdrew at 9:20 p.m.

REPORTS (Cont'd)

Report No. 100 - Finance & Accounts (Cont'd)

3. WHEREAS as a result of negotiations between the City of Kingston and Local 498 I.A.F.F., the 1978 Agreement includes the following article:

'14:07 Each Firefighter shall receive a cleaning allowance of Forty-Five Dollars ($45) per annum payable not later than January 31 of each year.'

THEREFORE BE IT RESOLVED that as requested by the Community Services Committee, the following budget transfer be approved:

	Increase	Decrease
FIRE DEPARTMENT		
Account No. 3333	$4,275.	-
FINANCE		
Contingencies	-	$4,275.

CARRIED

4. WHEREAS in July, 1978, approval was given for the installation of a gasoline tank and dispensing pump at the Brock Street Fire Station and approval was given for the transfer of $11,260. from Finance Contingencies to cover this expenditure with the removal of rock an extra;

AND WHEREAS it was necessary to remove 23.7 cubic yards of rock at $55.00 per cubic yard;

THEREFORE BE IT RESOLVED that the amount of $1,303.50 be transferred from Finance Contingencies for this purpose.

CARRIED

5. That, as recommended by the Kingston Public Library Board, the following accounts be approved for payment, it being noted that there are sufficient monies in the budget for this purpose:

Mills Office Suppliers Ltd.	
4 NP-8 folding tables	$386.55
A.M. Vanderwerf Ltd.	
Piano tuning and regulation	201.00
W.H. Irvine & Son	
Reupholstering 8 antique chairs	280.00
Mr. James MacInnes	
Easel	100.00

(These items were included on the Extra Furniture and Equipment Sheet E3b).

CARRIED

Ald. Clements returned at 9:30 p.m.

6. That the following resolution received from the City of London be endorsed:

REPORTS (Cont'd)

Report No. 100 - Finance & Accounts (Cont'd)

6. (Cont'd)

"That the existing assessment in the City of London be declared inequitable, and that the Civic Administration be directed to take the necessary steps in order to request the Regional Assessment Office of the Province of Ontario to introduce a revised assessment base for the City of London for 1979. It is recognized that this action is not related to tax reform, but rather to the wording of Section 86 of The Assessment Act which has had the effect of freezing assessments within the Province of Ontario since 1971; and further that all cities and boroughs within the Province of Ontario be informed of this action; and that prior to any implementation, the Minister of Revenue be requested, through the office of his Executive Director, to provide the City of London with revised assessment roll for 1979 taxation purposes which could provide equitable assessments as envisaged through action under Section 86 of the Assessment Act; it being noted that the City Council is of the opinion that the assessment roll which will be returned for taxation purposes in 1979 will prove to be inequitable in the light of property tax reform information provided to this City."

CARRIED

7. That the following resolution received from the City of Windsor, be endorsed:

"That in order to further stimulate the economy, the Federal and Provincial Governments BE REQUESTED to extend the sales tax reduction past the deadline date of October 7, 1978, this reduction having contributed significantly to cost savings in the purchase of municipal equipment and supplies in these times of tight fiscal restraints."

CARRIED

8. That the following resolution received from the City of Windsor be endorsed:

"WHEREAS the Province recently announced grants for sewage projects calculated at 15% of the net capital costs for major sewage works that either support urban growth or encourage economies of scale for area schemes encompassing more than one municipality;

AND WHEREAS the guidelines for the procedure to be followed in making application and receiving payment of this grant provide that a "holdback of 10% of the grant will be retained by the Province pending receipt of the municipal auditor's statement of final costs" and further that the "Ministry will reserve the right to audit the municipality's cost records at any time";

AND WHEREAS Central Mortgage and Housing Corporation, prior to final advance on any debentures for sewage projects, also audit the municipality's records;

AND WHEREAS municipal audit staff, in most instances, is capable of performing any audit function required by the Province;

REPORTS (Cont'd)

Report No. 100 - Finance & Accounts (Cont'd)

8. (Cont'd)

AND WHEREAS a municipality should not be required to incur the expense of engaging outside auditors when municipal staffs can provide the required statements and the Province still reserves the right to audit such statements;

THEREFORE BE IT RESOLVED that the Province of Ontario BE REQUESTED to rescind the requirement of a municipal auditor's statement of final costs prior to the payment of grants for major water and sewage projects."

CARRIED

9. That the following resolution received from the City of Chatham, be endorsed:

"WHEREAS the Ontario Ministries of Community and Social Services and Transportation and Communications are participating in a pilot project for the provision of Public Transportation service for the physically disabled in the City of Chatham;

AND WHEREAS the funding of the Pilot Project for Public Transportation service for the physically disabled by the Ministry of Transportation and Communications has been limited to December 31, 1978;

AND WHEREAS capital expenditures for the pilot projects are being financed through the continuing operation of the handicapped transit service;

AND WHEREAS the Council of the Corporation of the City of Chatham feels that this pilot project is successful and has shown that this service is required on a continuous basis;

NOW THEREFORE BE IT RESOLVED that the Government of Ontario be petitioned to establish a continuous program for the funding of the capital and operating expenses incurred in the provision of public transportation service for the physically disabled."

CARRIED

10. That, as recommended by the Board of Management for the Grand Theatre, the account of Smith, Mill & Ross, Architects, being a progress payment in the amount of $15,000. with regard to the alterations and additions to the Grand Theatre, be approved for payment.

(Note: There are sufficient monies for this expenditure in the "Work in Progress" Account.)

CARRIED

11. That the resignation of Mrs. Shirley Spragge from the Local Architectural Conservation Advisory Committee, effective September 15, 1978, be accepted with regret and the appreciation of Council be extended to her for her service on this committee.

CARRIED

REPORTS (Cont'd)

Report No. 100 - Finance & Accounts (Cont'd)

12. That the following persons be appointed to the Local Architectural Conservation Advisory Committee for the period September 25, 1978 to November 30, 1978:

Mrs. Mary Fraser,
2000 Front Road,
Kingston.

Mrs. Reinolde van Weringh,
105 Gore Street,
Kingston.

CARRIED

13. That the sum of $3,343.54 be transferred from Finance Contingencies to the Planning & Housing Budget; and further that the account of Ontario Housing Corporation in the amount of $10,594.76 be approved for payment.

	Increase	Decrease
PLANNING BOARD		
Account 419-11		
(City's share of 7½% of the deficit)	$3,343.54	-
FINANCE CONTINGENCIES	-	$3,343.54

CARRIED

14. That the Site Supervisor at the Portsmouth Olympic Site be reclassified from Group No. 11-7 (Salary Range 1978 - $13,537 to $16,304) to Group No. 12-8 (Salary Range 1978 - $14,811 to $17,800) with the 1978 salary to be $17,046., effective July 1st, 1978.

CARRIED

15. That the Supervisor at the Oakwood Day Care Centre be reclassified from Group No. 8-06 (Salary Range 1978 - $10,877 to $13,328) to Group No. 9-07 (Salary Range 1978 - $11,609 to $14,384) with the 1978 salary to be $12,895. effective July 1st, 1978.

CARRIED

Ald. Timmins withdrew at 9:44 p.m. and returned at 9:45 p.m.

16. That By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of The Corporation of the City of Kingston" be amended to include the policy for the hiring of summer students as set out in Schedule "A" attached hereto, in Section 9, "Appointment Procedures".

REFERRED BACK TO FINANCE & ACCOUNTS COMMITTEE
(See following Motion of Referral)

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Clause 16, Report No. 100 be referred back to the Finance & Accounts Committee with the request that a copy of the proposed policy re hiring of summer students be circulated to the Department Heads for submission of comments to the Finance Committee.

CARRIED

Ald. Gorham withdrew at 9:54 p.m. and returned at 9:55 p.m.

REPORTS (Cont'd)

Report No. 100 - Finance & Accounts (Cont'd)

17. That, as recommended by the Board of Management for the Grand Theatre, a new professional manager for the Grand Theatre be engaged in Group 12-8 (Salary range for 1978 - $14,811 to $17,800) as recommended by the Personnel Director, to be hired on or after October 15, 1978 with the salary costs from date of commencement to December 31, 1978. The funds required for this expenditure to be provided from "Finance-Contingencies".

CARRIED 14:1
(Ald. Clements Opposed)

18. That, as recommended by the Transportation Committee, two acres more or less of City owned industrial land located on west side of Lappan's Lane, between the unnamed street on the south and an open watercourse on the west, be sold to Kingston Lath and Plaster Limited at $20,000 per acre, subject to receipt of a legal survey of this land.

CARRIED

19. WHEREAS at the meeting of City Council held on September 11, 1978, a recommendation with regard to the increase in the remuneration of Mayor and Aldermen was referred back to the Committee with the instructions to establish a three-person committee with a suggested composition of labour, business, and the community at large, to review the remuneration of the Mayor and Aldermen and report back to Council by January, 1979;

AND WHEREAS in view of the proposed change in the structure of municipal government for the City of Kingston it is believed that this new system should be in effect for a period in order to re-evaluate the remuneration of the Mayor and Aldermen;

THEREFORE BE IT RESOLVED that it be recommended to Council that a committee be established during 1979, after the new system has been in effect, composed of three persons as follows:

1 to be appointed by the Chamber of Commerce;
1 to be appointed by the Kingston Labour Council;
and 1 to be appointed by City Council from the Community at large.

CARRIED 14:1
(Ald. Gerretsen Opposed)

20. That, as recommended by the City Solicitor, consent be granted to the mortgage of the leasehold interest from Pesmo Limited to the Federal Business Development Bank in the amount of $70,000.00.

(Note: Pesmo Limited operate Kingston Tennis World at the Norman Rogers Airport).

CARRIED

21. That a By-Law be presented to Council to Authorize the City Solicitor to make application to the County Court Judge to close the portion of the lane on Plan 134, described more particularly as Parts 4 and 5 on Ref. Plan 13 R2493 for deeding to Bell Canada as the abutting owners.

(Note: This lane is located between Garrett Street and Princess Street).

CARRIED

REPORTS (Cont'd)

Report No. 100 - Finance & Accounts (Cont'd)

22. That, as recommended by Lily Inglis & Wilfred Sorensen, Architects, and the Kingston Public Library Board, Change Order No. 29 for the construction of the new public library, showing a net credit in the amount of $282.36, be approved.

(Note: Copy of Change Order No. 29 has been distributed to all members of Council.)

CARRIED

23. That the purchase of all of the Clyde Farm, consisting of 167.8 acres more-or-less being parts of Lots 20 and 21, Concession 3, City of Kingston, subject to Ontario Municipal Board approval, at a price of $1,000,000. subject to the following main conditions, from Mrs. Annie E. Clyde, be and is hereby authorized:

a) A deposit of $10,000. is to accompany the offer to purchase but in the event Ontario Municipal Board approval is not given then the deposit shall be returned to the purchaser in full without interest.

b) The purchaser agrees to pay a further sum of $333,000. on closing i.e. 30th day of March, 1979, and subject to Ontario Municipal Board approval whichever is the latter, but not later than June 30th, 1979.

c) The purchaser will give and the vendor will take back a first mortgage for the balance of the purchase price at a rate of 9¼% interest per annum calculated semi-annually and repayable in monthly payments of interest only. This mortgage shall contain a clause allowing the purchaser to make payments on the principal amount owing at any time or times without notice or penalty during the term of this mortgage. The term of the mortgage shall be five years.

d) The vendor agrees to provide the attached plan of survey of the property as outlined in yellow and any other survey which may be required for the life interest or deed.

(Note: Plan will be available for viewing at Council meeting).

e) The vendor will not object to any rezoning of her lands after completion of this transaction.

f) The purchaser agrees to provide the vendor with a life interest in the house and three existing adjacent out-buildings together with two acres of land surrounding the house and outbuildings with provision of a right-of-way 20 ft. wide to Counter Street or other Public Street. The vendor's life interest will permit her to sublet a portion of the house without penalty. The vendor's life interest shall exempt her from any and all municipal taxes levied against the property in future and would allow the vendor to connect to any water and sewer services that may be available in future development. The vendor's life interest shall extend six months beyond the date of her death or six months beyond the date she permanently vacates the property.

g) The vendor shall be allowed to remove the steel barn, being 36' x 100', from the real property within six months after closing of this transaction.

h) The purchaser agrees to name either the area that is to be developed on the real property or one of the main streets of the area in memory of her late husband, Mr. Joseph P. Clyde (Clyde Memorial Park or Clyde Avenue).

REPORTS (Cont'd)

Report No. 100 - Finance & Accounts (Cont'd)

23. (Cont'd)

said conditions and further conditions as set out in the attached agreement to purchase and sale and the addendum to the agreement to purchase and sale, attached hereto as Schedule "B".

and further:

The City will provide from current funds each year commencing in 1979 the sum of $131,400. to be placed in a Reserve Fund to redeem the mortgage at the end of five years, less interest earned on the Reserve Fund, less any proceeds for the sale of the land, so that the City will have in hand at the expiry of the mortgage sufficient funds to pay off any amount owing on the mortgage. It being further understood that the City at any time during the term of the mortgage may reduce the principal sum by applying the Reserve Fund funds and interest and/or the proceeds of the sale of lands to reduce the outstanding mortgage without being subject to any penalty or bonus.

CARRIED AS AMENDED 15:0
(See Recorded Vote)
(See following Motion of Amendment)

Ald. Webb requested a recorded vote on Clause 23 which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

Moved by Ald. Gorham,
Seconded by Ald. Gerretsen,

That Clause 23, Subsection (f), Report No. 100, be amended to delete "with existing right-of-way twenty feet wide to Counter street" and substitute therefor the words "with provision of a right-of-way twenty feet wide to Counter street or other public street."

CARRIED

Ald. Webb withdrew at 10:55 p.m.

24. WHEREAS at the meeting of City Council held on September 11, 1978, the following Notice of Motion was referred to the Finance Committee:

"Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That Council will consider the implementation of Zero Budgeting for 1979 before November 10, 1978.";

AND WHEREAS a report from the City Treasurer setting forth certain reasons for not implementing zero base budgeting in 1979 was considered by the Finance Committee;

THEREFORE BE IT RESOLVED that no action be taken to implement zero base budgeting in 1979 and further that Department Heads be requested to commence immediately the preparation of program budgets for 1979.

(Note: A copy of Report of the City Treasurer was distributed to all members of Council with the Finance Committee Agenda for their September 20th meeting.)

CARRIED

REPORTS (Cont'd)

Report No. 100 - Finance & Accounts (Cont'd)

25. That, pursuant to the covemant in the deed (Instrument No. 100664) the property of Gus Marker Block and Tile Limited lying east of C.P.R. Right-of-Way and south-west of the west end of Hickson Avenue (1.4 acres, more or less) be authorized to be re-purchased in an "as in condition" by the City of Kingston for the sum of $1,500.

- and -

that the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE		
Capital Expenditures (Repurchase Marker Property)	$1,500.	-
Contingencies	-	$1,500.

CARRIED

26. That, since the Parks & Recreation Department is unable to renovate the area to be occupied by Baccus Ltd. at 19 Queen Street, the quotation of Building Services by Smith received by Mr. K. Lamb in the amount of $9,762. be accepted being the lower quotation received.

CARRIED

Respectfully Submitted,
(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
J.P. Gerretsen
M.B. Gorham
V. Tarnowecky

* * * *

PERSONNEL PROCEDURE - SUMMER STUDENTS

GENERAL

This personnel procedure covers selection criteria, policies, and rates of pay for summer students engaged by The Corporation, excepting summer students engaged directly in recreation functions.

Summer student shall be defined as a person engaged in courses of study during the most recent preceding semester and who intends to return to studies during the first semester following the summer break. Summer students shall be required to certify their status as a student as part of the hiring documentation. A certification form is attached.

In general, departments should decide summer requirements by April 1 of each year. Upon completion of summer selection and recruiting, all unsuccessful candidates for summer employment shall be notified in writing by the Personnel Department by April 30, 1978.

Summer students covered by this personnel procedure shall be hired by employment requisitions submitted to the Personnel Department. These requisitions shall list the job duties and requirements relating to education, experience, skills, et cetera.

When qualifications, skills and education are relatively equal for a specific job, selection criteria will give priority to students hired for the first time on the basis that those residing within the boundaries of the city of Kingston will be hired first.

Not more than one summer student shall be hired from any one family by the Corporation.

Summer students shall be recruited from applications on file in the Personnel Department. When additional recruiting is necessary or when specialized recruiting is necessary, it shall be arranged through the Canada Manpower Centre office and student placement agencies of community colleges and/or universities.

The Personnel Department will interview candidates for summer employment, in accordance with requirements established by the employment requisition form. Applicants judged to be best qualified shall be referred to the Department Head for final selection.

The names of qualified students not selected for summer employment shall be retained on a short list, in order to provide a reserve for the departments where students have resigned.

CLASSES OF SUMMER STUDENTS

Group 1 - Student Temporary Replacements

The student temporary replacements in this group are within the jurisdiction of Local 109 (Outside) of the Canadian Union of Public Employees and are, therefore, represented. Students in this category are required to pay Union dues but are not listed on a seniority roster of Local 109.

Student temporary replacements, in general, perform the work of regular employees during summer vacation periods and shall receive first priority respecting student hiring.

Student temporary replacements shall be paid rates of pay, as defined by the current collective agreement with Local 109.

Priority of individual recall in Group 1 shall be based on two factors:

a. Acceptable performance record from the preceding year.

b. Cumulative service time performing the class of work referred to in the recall requisition.

CLASSES OF SUMMER STUDENTS (Cont'd)

Group 2 - Junior Students

Group 2 consists of a class of junior students exempt from coverage by the Canadian Union of Public Employees but as defined in Section 2:02 of the current agreement with C.U.P.E., Local 109.

Group 3 - Other Students

This class of student may perform any number of junior or intermediate tasks on inside or outside work requiring limited physical demands and/or normal mental demands. Such duties may be of a clerical or technical nature.

Group 4 - Special Students

Group 4 consists of a specialized class of students covered specifically by subsidized student programs, such as, the Involvement In Municipal Administration Program. In general, programs of this nature specifically set out working conditions and rates of pay.

RATES OF PAY

Groups 2, 3 and 4

That all students in Groups 2 & 3 will be paid a rate of twenty-five cents over the student minimum rate as defined by the Ontario Employment Standards Act.

Group 4 salary to be determined by Department Head and Director of Personnel in accordance with Government Subsidies.

When the student is over 18 years of age (See Employment Standards' Act) or when the job tasks are not appropriate to the above rates, the Department Head and the Director of Personnel may establish a rate of pay within the Corporation's salary program.

ORDER OF SELECTION PRIORITIES

(1) Students with municipal experience relative to the needs of the employment requisition and who have an acceptable work performance record from the preceding department supervisor.

(Note: Students whose previous performance records are not acceptable shall be advised by the supervisor concerned.)

(2) Candidates who are sons or daughters of Corporation employees, subject to suitability to perform the job tasks.

(3) Candidates who are sons or daughters of City Officials, subject to suitability to perform the job tasks.

(4) Candidates who are best qualified to carry out job tasks, as contained in the employment requisition and are residents of the City.

Group 4 summer students shall be selected in accordance with the specialized requirements contained in the employment requisition and in accordance with established employment standards, as established by By-Law No. 4.

STUDENT STATUS CONFIRMATION

NAME: _____

ADDRESS: _____

_____

SCHOOL OR UNIVERSITY I attended during the current (1978 - 1979) academic year:

_____

_____

SCHOOL OR UNIVERSITY I will attend as a full time student during the coming (1979 - 1980) academic year:

_____

_____

INTENDED COURSE OF STUDY: _____

_____

I understand that any deliberate misrepresentation herein shall be cause for my dismissal from employment with the Corporation of the City of Kingston.

Signature: _____

Date: _____

ONTARIO REAL ESTATE ASSOCIATION

AGREEMENT OF PURCHASE AND SALE

RCHASER, Corporation of the City of Kingston, offers to buy from
NDOR, Annie E. Clyde, through Vendor's
ENT, Rideau Realty Limited, the following
OPERTY: fronting on the north side of Counter Street known municipally as R. R. #8
the City of Kingston and the Township of Kingston in the County of Frontenac
l having a frontage of 1346.58 feet more or less by ~~XXXXXX~~ 167.8 acres ~~XXX~~ more or less and described as
rt of Lots 20 and 21 Concession 3 City of Kingston and Part of Lot 20 Concession 3
wnship of Kingston, including Right-of-Ways to the C. N. R., C. P. R. and easements
the City of Kingston and Ontario Hydro as shown on attached Plan of Survey by Smith
d Smith and dated February 2, 1968.

the PURCHASE PRICE of ONE MILLION---------- Canadian Dollars ($Can. 1,000,000.00)
the following terms:

Purchaser submits with this offer TEN THOUSAND---------- Dollars ($ 10,000.00)
cash/cheque payable to Vendor's Agent as a deposit to be held by him in trust pending completion or other termination of this Agreement and to be credited towards the Purchase Price on completion.

Purchaser agrees to pay a further sum of Three Hundred Thirty-three Thousand Dollars ($333,000.00) by certified cheque, subject to adjustments, to the vendor on closing.

3. The purchaser will give and the vendor will take back a first mortgage for the balance of the purchase price at a rate of 9¼% interest per annum calculated semi-annually and repayable in monthly payments of interest only. This mortgage shall contain a clause allowing the purchaser to make payments on the principal amount owing at any time or times without notice or penalty during the term of this mortgage. The term of this mortgage shall be for five (5) years.

4. The vendor agrees to provide the attached Plan of Survey of the property.

5. The vendor will not object to any rezoning of her lands after completion of this transaction.

6. The purchaser agrees to provide the vendor with a Life Interest in the house and three (3) existing adjacent outbuildings, shown in green on the attached survey, and now situated on the real property together with two (2) acres of land surrounding the house and outbuildings with existing Right-of-Way being twenty (20) feet wide to Counter Street. The vendor's Life Interest will permit her to sublet a portion of the house without penalty. The vendor's Life Interest shall exempt her from any and all municipal taxes levied against the property in future and any and all major repairs which may be needed in future and would allow the vendor to connect to any water and sewer services that may be available in future development. The boundaries of the two (2) acres of land shall be as outlined in green on the attached Plan of Survey. The vendor's Life Interest shall extend one (1) year beyond the date of her death.

7. The vendor shall be allowed to remove the steel barn being 36' x 100' from the real property within six (6) months after closing of this transaction.

8. The purchaser further agrees to name either the area that is to be developed on the real property or one of the main streets of the area in memory of her late husband, Mr. Joseph P. Clyde. (Clyde Memorial Park or Clyde Avenue)

9. Attached is Addendum to Agreement of Purchase and Sale.

urchaser and Vendor agree that all existing fixtures are included in the purchase price except those listed hereunder: nil AEC

nd that the following chattels are included in the purchase price: nil

urchaser agrees that this Offer shall be irrevocable by him until 11:59 p.m. on the 26th day of September, 19 78, after which time, if not accepted, this Offer shall be null and void and the deposit shall be returned to Purchaser without interest or deduction.

his Agreement shall be completed on ~~XX~~ / or before the 30th day of March, 19 79/. Upon completion, vacant possession of the property shall be given to Purchaser unless otherwise provided as follows: and subject to O.M.B. approval.

xcept as indicated by the Life Interest of the vendor noted above.

urchaser shall be allowed the 60 days next following the date of acceptance of this Offer to: examine the title to the property his own expense, to satisfy himself that there are no outstanding work orders affecting the property, that its present use (farm property) may be lawfully continued, and that the principal building may be insured against sk of fire.

endor and Purchaser agree that there is no condition, express or implied, representation or warranty of any kind that the future intended e of the property by Purchaser is or will be lawful except as may be specifically stipulated hereunder.

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urchaser acknowledges having inspected the property prior to submitting this Offer and understands that upon Vendor accepting this fer there shall be a binding agreement of purchase and sale between Purchaser and Vendor.

9. Provided that the title to the property is good and free from all encumbrances except as aforesaid and except for any registered restrictions or covenants that run with the land providing that such are complied with and except for any minor easements to public utilities required for the supply of domestic utility services to the property. If within the time allowed for examining the title any valid objection to title, or to any outstanding work order, or to the fact the said present use may not lawfully be continued, or that the principal building may not be insured against risk of fire is made in writing to Vendor and which Vendor is unable or unwilling to remove, remedy or satisfy and which Purchaser will not waive, this Agreement, notwithstanding any intermediate acts or negotiations in respect of such objections, shall be at an end and all monies theretofore paid shall be returned without interest or deduction and Vendor and Vendor's Agent shall not be liable for any costs or damages. Save as to any valid objection so made by such day and except for any objection going to the root of the title, Purchaser shall be conclusively deemed to have accepted Vendor's title to the property.

10. Purchaser shall not call for the production of any title deed, abstract, survey or other evidence of title to the property except such as are in the possession or control of Vendor. Vendor agrees that he will deliver, if it is possible, any sketch or survey of the property to Purchaser as soon as possible and prior to the last day allowed for examining title.

11. All buildings on the property and all other things being purchased shall be and remain until completion at the risk of Vendor. Pending completion, Vendor shall hold all insurance policies, if any, and the proceeds thereof in trust for the parties as their interests may appear and in the event of substantial damage, Purchaser may either terminate this Agreement and have all monies theretofore paid returned without interest or deduction or else take the proceeds of any insurance and complete the purchase.

12. Provided that this Agreement shall be effective to create an interest in the property only if the subdivision control provisions of The Planning Act are complied with by Vendor on or before completion and Vendor hereby covenants to proceed diligently at his expense to obtain any necessary consent on or before completion.

13. Purchaser hereby warrants that he is not a non-resident of Canada pursuant to The Land Transfer Tax Act.

14. Vendor covenants and agrees that he will on or before closing provide to Purchaser either the certificate of the Minister of Revenue of Ontario that no lien is claimed under The Land Speculation Tax Act, 1974, or an affidavit in prescribed form that this transaction is exempt from said tax pursuant to the Act, and if Vendor is a corporation or partnership that it will provide a further affidavit that there has been no disposition within the meaning of the Act.

15. Purchaser shall be credited towards the Purchase Price with the amount, if any, which it shall be necessary for Purchaser to pay to the Minister of National Revenue in order to satisfy Purchaser's liability in respect of tax payable by Vendor under the non-residency provisions of the Income Tax Act by reason of this sale. Purchaser shall not claim such credit if Vendor delivers on completion the prescribed certificate or his statutory declaration that he is not then a non-resident of Canada.

16. Vendor shall supply to Purchaser at least five (5) days before the completion date, details of any fire insurance to be assigned on closing.

17. Unearned fire insurance premiums, rents, mortgage interest, taxes, local improvement, water and assessment rates and the cost of fuel shal be apportioned and allowed to the day of completion (the day itself to be apportioned to Purchaser).

18. The deed or transfer shall, save for the Land Transfer Tax Affidavits, be prepared in registrable form at the expense of Vendor and th Mortgage at the expense of Purchaser.

19. Time shall in all respects be of the essence hereof provided that the time for doing or completing of any matter provided for herein may b extended or abridged by an agreement in writing signed by Vendor and Purchaser or by their respective solicitors who are hereby expressl appointed in this regard.

20. Any tender of documents or money hereunder may be made upon Vendor or Purchaser or their respective solicitors on the day for com pletion of this Agreement. Money may be tendered by bank draft or cheque certified by a chartered bank, trust company or Province c Ontario Savings Office.

21. This Agreement shall constitute the entire agreement between purchaser and Vendor and there is no representation, warranty, collater agreement or condition affecting this Agreement or the property or supported hereby other than as expressed herein in writing. Th Agreement shall be read with all changes of gender or number required by the context.

DATED at KINGSTON ..... this ..... day of ..... 19 .....

SIGNED, SEALED AND DELIVERED in the presence of:

IN WITNESS whereof I have hereunto set my hand and seal:

.... Date .....
(Purchaser)

.... Date .....
(Purchaser)

The undersigned accepts the above Offer and agrees with the Agent above named in consideration for his services in procuring the said Off to pay him on the date above fixed for completion, a commission of 5 % of an amount equal to the above mentioned sale price, whi commission may be deducted from the deposit. I hereby irrevocably instruct my Solicitor to pay direct to the said Agent any unpaid balar of commission from the proceeds of the sale.

DATED at KINGSTON ..... this 20 day of September 19 7

SIGNED, SEALED AND DELIVERED in the presence of:

IN WITNESS whereof I have hereunto set my hand and seal:

..... Annie E. Clyde Date .....
(Vendor)

.... Date .....
(Vendor)

ACKNOWLEDGEMENT

I acknowledge receipt of my signed copy of this accepted Agreement of Purchase and Sale.

..... Date .....
(Vendor)

..... Date .....
(Vendor)

Address: .....

Telephone No. .....

Vendor's Solicitor .....

I acknowledge receipt of my signed copy of this accepted Agreement of Purchase and Sale.

..... Date .....
(Purchaser)

..... Date .....
(Purchaser)

Address: .....

Telephone No. .....

Purchaser's Solicitor .....

Form No. 101

ADDENDUM TO AGREEMENT OF PURCHASE AND SALE

between: Corporation of the City of Kingston, purchaser

and: Annie E. Clyde, vendor

dated: September 20, 1978

concerning: Part of Lots 20 and 21 Concession 3 City of Kingston and Part of Lot 20 Concession 3 Township of Kingston, including Right-of-Ways to the C. N. R., C. P. R. and easements to the City of Kingston and Ontario Hydro as shown on attached Plan of Survey by Smith and Smith and dated February 2, 1968.

The purchaser and vendor herein agree to the following amendments to the aforementioned Agreement:

Legal Description: Amended to include the following: The vendor covenants that all lands owned by her in Part of Lots 20 and 21 Concession 3 of the City of Kingston and the Township of Kingston are included in this sale and that she does not own any abutting lands.

Clause 1: Amended to include the following: The vendor agrees that in the event O. M. B. approval is not given then the deposit shall be returned to the purchaser in full without interest.

Clause 4: Amended to include the following after the word "property": .....as outlined in yellow and any other survey which may be required. For the Life Interest or Deed AEC

Clause 6: Amended to delete the following on the 7th and 8th lines: ".....and any and all major repairs which may be needed in future.....".

Amended to delete the following on the 11th and 12th lines: "The vendor's Life Interest shall extend one (1) year beyond the date of her death" and replace with the following: The vendor's Life Interest shall extend six (6) months beyond the date of her death or six (6) months beyond the date she permanently vacates the property.

Clause Stating Completion Date: Amended to read: This Agreement shall be completed on or before the 30th day of March, 1979, and subject to O. M. B. approval, whichever is the latter. But not Later than June 30, 1979 AEC

ALL OTHER TERMS AND CONDITIONS IN THE AFOREMENTIONED AGREEMENT OF PURCHASE AND SALE TO REMAIN THE SAME.

DATED at .....this.....day of ....., 1978.

signed, sealed and delivered in the presence of:

IN WITNESS whereof I have hereunto set my hand and seal:

.....
Witness

.....DATE.....
Purchaser

signed, sealed and delivered in the presence of:

IN WITNESS whereof I have hereunto set my hand and seal:

[signature]
Witness

Annie E. Clyde DATE.....
Vendor

UNFINISHED BUSINESS

Ald. Mackenzie said that she had had the pleasure of representing the Mayor and Council at the Citizenship Court that morning. It was interesting to note that the new Citizenship Judge is a woman, the R.C. M.P. Officer in attendance was a woman, and the Court Clerk was a woman.

Ald. Mackenzie said that her husband has applied for a sabbatical year. No decision had been made to date and unfortunately a decision would not be made in time for the election. As she would not know whether or not she would be in the City next year, in fairness to the people in Rideau Ward and to potential candidates she would like to make her position known. She said that she would not be running as a candidate in this election and would like to encourage others to run. The people in Rideau Ward are a great group to work for.

Mayor Keyes said that all members of Council and the public appreciated Ald. Mackenzie's untiring efforts on behalf of the Council and the citizens. It was a pleasure to work with her on Council. He had first met Ald. Mackenzie at a Planning Board meeting when she had presented the views of a segment of the community and had done so very eloquently. He would like to wish her well and felt sure that she would be returning to this Chamber. The public were well served by Ald. Mackenzie as Chairman of the Planning Board and on other committees and boards, etc., on which she had sat. She had done an excellent job of representing Council when she had sat on many occasions as the Deputy Mayor. He thanked her on behalf of the Council and the citizens of Kingston for the amount of time she had given on their behalf.

Ald. French asked what was taking place with regard to the Paron Development and Marina City.

Mayor Keyes said that he had no comments to make at this time with regard to Marina City. The Paron Development is still before the Planning Board with respect to the matter of the zone boundary. The City Solicitor had given a legal opinion, the conclusion of which is that this is a difficult matter to resolve and in the City Solicitor's opinion could only be resolved by court action.

Ald. Mackenzie said that the matter was discussed by the Planning Board. There is approximately 2.6 feet involved. As stated by Mayor Keyes, the City Solicitor had been quite emphatic in his opinion that the matter could only be resolved in absolute terms by court action.

Mayor Keyes said that personally he liked the idea of the Committee of the Whole in some respects and had reservations in other respects. The Committee of the Whole should discuss specific items. The Council would be meeting next week in the Committee of the Whole to continue discussion of the Special Committee's report on the restructuring of the administration of the City and would also discuss the proposal for an Area Economic Development Board and an Area Economic Development Commissioner.

Mayor Keyes said that the City would have to make a decision as to whether or not it is going to concentrate all development in one area or say yes to every proposal that comes along. It is now unclear to the money market what direction the City wants to go. This decision should be made by Council and the matter should be discussed in an evening session of the Committee of the Whole. There is one matter now before the Planning Board involving downtown development and he did not believe that this should be a decision made by just the Planning Board. This is one reason that he did not agree with lessening aldermen on planning board. Minto Construction has now officially requested the position of the City in this regard. Downtown redevelopment is another matter that will have to be discussed by the Committee of the Whole and until this is done it is difficult for downtown proposals which have been given approval over the past three months to go ahead.

In response to a question from Ald. Clements, Mayor Keyes said that January 25, 1979 is the deadline set for Paron Construction to obtain a building permit.

UNFINISHED BUSINESS (Cont'd)

Ald. Clements said that it would appear the basic reason for many comments with regard to these developments is money problems and that this is caused because the City has not made a decision.

Mayor Keyes said that this decision has to be made in order that a statement of the City's position may be made to persons who are going to invest.

Ald. Clements said that agreements had been worked out with Marina City and Paron Construction indicating different undertakings. At that time it was stated that approval had to be received right away and now four months after there is not a shovel in the ground. If the City is being requested to choose between projects, he would like to see some correspondence to this effect.

Mayor Keyes said that he hoped this would be resolved very shortly.

Ald. Gerretsen said that he had been unable to attend the special meeting of City Council to discuss the report on the reorganization because of illness. He said that after reading the report he must admit his initial reaction was negative but since then he had considered the advantages and disadvantages and had formed a more positive reaction. There is something to be said about the strength of the Committee. The one concern that he had is that some departments or areas within the City Administration would be weakened. It is difficult now to deal with matters when only one Committee is involved. He had attended the Ontario Homes for the Aged Convention in Toronto and probably if he had not been Chairman of the Community Services Committee he would not have attended. He was made aware of the concerns with regard to the accommodation of the elderly in homes and cited measures that could be taken to improve the conditions of the home and to create a more homelike atmosphere. With the new system an alderman could not become familiar with all areas of administration and you might lose the advantage at present of one committee being familiar with departments connected with their committee.

Mayor Keyes said that there would be some boards and committees that would have to be maintained. He asked that Ald. Clements and Mr. Healy look at the legislation and report on what committees will be retained. For example, there would have to be a Rideaucrest Home Committee.

Ald. Miller said that she had read the editorial in the Kingston Whig Standard that evening. She was disturbed about some of the comments in the editorial and she would like to comment as she could assure everyone that she would not be seeking the office of Mayor next year. She said that the comments made in the editorial were based on a misconception of how the budget procedure works. It was inferred that the Mayor was doing a poor job because the budget was discussed in the Committee of the Whole. This is the usual procedure and certainly does not indicate that the person chairing the meeting had done a bad job or the Deputy Mayor or the aldermen have done a bad job. It is a simple procedure for dealing as efficiently as possible with a major document. Neither does the fact that changes or amendments to the budget recommended by the Finance Committee indicate that there is a particular disagreement with the Mayor but simply that Council is making decisions. There are many changes made to the recommendations of the Finance Committee. In a document as large and significant as the budget all kinds of amendments are made at the Council table. The Finance Committee was termed the Mayor's Committee. When she had sat on the Finance Committee she had not felt that she was part of a Mayor's Committee. She had certainly not agreed with all the decisions made by the Finance Committee but to criticize the Mayor on these grounds is unfair and is based on a misunderstanding as to how our Council functions.

Ald. Miller said that there has been correspondence and a petition with regard to the conversions of single family to multiple person dwellings in Sydenham Ward. She explained the problem and that the matter was discussed by the Planning Board at its last meeting and a sub-committee was established. At a meeting of the Sydenham Ward Ratepayers Association the names of persons willing to serve on this committee had been received.

UNFINISHED BUSINESS (Cont'd)

As this is a matter of considerable urgency she asked if the Chairman of Planning Board or the Mayor could appoint a couple of people to begin the process. Research had already been done by the residents and the Director of Planning and Urban Renewal has also been considering the matter.

Ald. Mackenzie said that it is the intention to have this committee meet with the staff who have the expertise on the zoning. The Planning Staff has more expertise than Planning Board members themselves. She was not sure that much would be gained by having any Planning Board members sit on this committee initially.

Ald. Miller said that she would agree but that she would like to have some direction given to the staff in order to get this committee going as soon as possible.

Ald. Miller explained a problem with regard to Morton Street at the Creativity Centre. Persons are blocking the entrance to this street which is almost a private driveway for one resident. She had noticed that hand made signs and a barricade had been erected. She requested that this matter be followed up by the proper department. There is also a problem with regard to a culvert.

Mayor Keyes said that as Ald. Miller had commented on the editorial he would like to state that it is very interesting to note that in his two years as Mayor the individual responsible for the editorial had been in the Council Chamber twice for a period of one half hour at the most. The representatives of the media responsible for the article had chosen to leave this meeting before the business was finished. He would not apologize for the length of meetings of Council because he felt that the members of Council should have the opportunity to bring out all points of the issue. He had kept a record during this meeting of the length of time each issue was discussed. The time allowed had permitted a full debate.

* * *

BY-LAWS

Council consented to the amendment of the title of By-Law 5 to read as follows:

"A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.76 Hectare Parcel of Land Located on the West Side of Ontario Street North of West Street and on the East side of King Street Between West and Lower Union Streets from Zones A (One and Two Family) Residential, B (Three to Six Family Dwelling) and B1 (Multiple Family) Residential to Zones B (Three to Six Family Dwelling), B.158 (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential)."

and to the withdrawal of By-Law No. 6 as Clause 16, Report No. 100 was Referred back to the Finance and Accounts Committee.

(A) Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That By-Laws 1 to 5 and 7 to 12 be given their First and Second Readings.

CARRIED

(B) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law 1 be suspended for the purpose of giving By-Laws 8 to 12 their Third Reading.

CARRIED

BY-LAWS (Cont'd)

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Mackenzie,

That By-Laws 8 to 16 be given their Third Reading.

CARRIED

(1) A By-Law to Amend By-Law 7080, "A By-Law Respecting the Fire Department". (Probationary Period).

(FIRST & SECOND READINGS) (PROPOSED NO. 9339)
Clause 1, Report No. 95, 1978

Ald. Hawkins, Ald. Matthews Opposed.

(2) A By-Law to Authorize the Construction of Storm Sewers in Palace Road from Wright Crescent Southerly 170 Feet and From Wright Crescent Northerly 28 Feet; and in Wright Crescent from Palace Road Westerly 421 Feet Under the Provisions of Section 7 of the Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9340)
Clause 2, Report No. 97, 1978

(3) A By-Law to Establish Policies Concerning Local Improvements.

(FIRST & SECOND READINGS) (PROPOSED NO. 9341)
Clause 3, Report No. 97, 1978

(4) A By-Law to Amend By-Law No. 2616, "A By-Law to Provide for Regulations Concerning Local Improvement Petitions" (Delete Works Initiated Under Section 12 of The Local Improvement Act).

(FIRST & SECOND READINGS) (PROPOSED NO. 9342)
Clause 3, Report No. 97, 1978

(5) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.76 Hectare Parcel of Land Located on the West Side of Ontario Street North of West Street and on the East Side of King Street Between West and Lower Union Streets from Zones A (One and Two Family) Residential, B (Three to Six Family Dwelling) and B1 (Multiple Family) Residential to Zones B (Three to Six Family Dwelling), B.158 (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential).

(FIRST & SECOND READINGS) (PROPOSED NO. 9343)
Clause 1, Report No. 99, 1978 *CARRIED AS AMENDED*

Ald. Clements, Ald. Miller Opposed.

(6) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of The Corporation of the City of Kingston". (Policy for Hiring Summer Students).

(FIRST & SECOND READINGS) (PROPOSED NO. 9344)
Clause 16, Report No. 100, 1978

WITHDRAWN

(7) A By-Law to Authorize the Purchase of the Property of Annie E. Clyde for Use as an Industrial Park Site.

(FIRST & SECOND READINGS) (PROPOSED NO. 9345)
Clause 23, Report No. 100, 1978

BY-LAWS (Cont'd)

(8) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 97: Multiple Family Dwellings - North-West Corner of Ontario and West Streets).

(THREE READINGS) (PROPOSED NO. 9346)
Clause 1, Report No. 99, 1978

Ald. Miller Opposed.

(9) A By-Law to Repeal By-Law No. 9193, "A By-Law to Amend By-Law No. 8438, 'A By-Law to Adopt a Redevelopment Plan for the City of Kingston Neighbourhood Improvement Area' (Revised Budget)".

(THREE READINGS) (PROPOSED NO. 9347)
Clause 4, Report No. 99, 1978

(10) A By-Law to Amend By-Law No. 8438, "A By-Law to Adopt a Re-Development Plan for the City of Kingston Neighbourhood Improvement Area". (Revised Implementation Budget).

(THREE READINGS) (PROPOSED NO. 9348)
Clause 4, Report No. 99, 1978

(11) A By-Law to Authorize the City Solicitor to make Application to the County Court Judge to Close the Portion of the Lane on Plan 134, Described More Particularly as Parts 4 and 5 on Reference Plan 13 R2493.

(THREE READINGS) (PROPOSED NO. 9349)
Clause 21, Report No. 100, 1978

(12) A By-Law to Confirm the Proceedings of Council at Its Meetings Held September 18 and September 25, 1978.

(THREE READINGS) (PROPOSED NO. 9350)
City Council Meetings Nos. 21, 1978 and 22, 1978

(13) A By-Law to Authorize the Stopping Up of a Portion of Allen Lane.

(THIRD READING) (PROPOSED NO. 9319)
Clause 23, Report No. 87, 1978

(14) A By-Law to Authorize the Sale of a Portion of Allen Lane to the Ministry of Government Services.

(THIRD READING) (PROPOSED NO. 9320)
Clause 24, Report No. 87, 1978

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act." (Clauses 7 and 15, Report No. 90).

(THIRD READING) (PROPOSED NO. 9329A)
Clauses 7 and 15, Report No. 90, 1978

(Note: Ministry of Transportation and Communications Approval Required.)

(16) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act." (Clauses 6 and 7, Report No. 90).

(THIRD READING) (PROPOSED NO. 9329B)
Clauses 6 and 7, Report No. 90, 1978

MOTIONS

(1) Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That the sympathy of Council be extended to the Family of the late John Lamarche.

CARRIED

(2) Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That the sympathy of the City of Kingston be forwarded to the family of the late Hon. John Rhodes, Minister of Industry and Tourism.

CARRIED

(3) Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Council do now adjourn.

CARRIED

Council adjourned at 11:30 p.m.

(L.S.)

(Signed) *M.C. Healy*
Deputy City Clerk

(Signed) *Ken Keyes*
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 23

A Special Meeting of City Council summoned by Mayor Keyes will be held on Monday, October 2, 1978 at 7:30 p.m. in the Council Chamber, City Hall, to consider the establishment of an Area Economic Development Board and an Area Economic Development Commissioner and to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller, and related matters in the Committee of the Whole.

ROLL CALL

COMMUNICATIONS

(630) "Proposal for the Establishment of an Area Economic Development Board and An Area Economic Development Commissioner", from the Kingston District Chamber of Commerce, as presented to Mayor Keyes, City of Kingston, Reeve Peter Beeman, Kingston Township, Reeve Cecil Kidd, Ernestown Township and Reeve Ed Swayne, Pittsburgh Township.

(Copies have been distributed to members of Council with the Agenda.)

COMMITTEE OF THE WHOLE

(1) That Council resolve itself into a Committee of the Whole to consider the establishment of an Area Economic Development Board and an Area Economic Development Commissioner and to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller, and related matters.

(Note: Members of Council are requested to bring their copy of the Report of the Special Committee with them).

(2) That Council Rise from the Committee of the Whole and the Chairman Report.

BY-LAW

(1) That By-Law 1 be presented for First & Second Readings.

(2) That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Law 1 its Third Reading.

(3) That By-Law 1 be given its Third Reading.

* * *

(1) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 2, 1978.

(THREE READINGS) (PROPOSED NO. 9351)
City Council Meeting No. 23, 1978

MOTIONS

Local Govt.

OCT 13 1978

CITY COUNCIL MEETING NO. 23

A Special Meeting of City Council, summoned by Mayor Keyes, was held on Monday, October 2, 1978, at 7:35 p.m. in the Council Chamber, City Hall, to consider the establishment of an Area Economic Development Board and an Area Economic Development Commissioner and to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller, and related matters in the Committee-of-the-Whole.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements (arrived at 8:15 p.m.), Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Tarnowecky, Ald. Timmins. (13)

COMMUNICATIONS

(630) "Proposal for the Establishment of an Area Economic Development Board and an Area Economic Development Commissioner", from the Kingston District Chamber of Commerce, as presented to Mayor Keyes, City of Kingston, Reeve Peter Beeman, Kingston Township, Reeve Cecil Kidd, Ernestown Township and Reeve Ed Swayne, Pittsburgh Township.

(Copies were distributed to members of Council).

COMMITTEE-OF-THE-WHOLE

Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That Council resolve itself into a Committee of the Whole to consider the establishment of an Area Economic Development Board and an Area Economic Development Commissioner and to continue with the consideration of the report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller, and related matters, with Mayor Keyes in the Chair.

CARRIED

Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That Council Rise from the Committee of the Whole and the Chairman Report.

CARRIED

Mayor Keyes reported that the following motions had been considered in the Committee-of-the Whole in conjunction with the establishment of an Area Economic Development Board and an Area Economic Development Commissioner and the report of the Special Committee to Review the role of the Office of the Clerk-Comptroller and Related Matters:

COMMITTEE-OF-THE-WHOLE (Cont'd)

(A) Moved by Ald. Tarnowecky,
Seconded by Ald. Matthews,

That consideration of the effect of the establishment of an Area Economic Development Board and an Area Economic Development Commissioner on the City of Kingston Industrial Commission and Industrial Commissioner be considered "in camera" in the Committee-of-the-Whole.

TABLED
(See following Motion)

(B) Moved by Ald. Breen,
Seconded by Ald. Mackenzie,

That the motion of Ald. Tarnowecky and Ald. Matthews be tabled.

CARRIED

(C) Moved by Ald. French,
Seconded by Ald. Timmins,

That a representative of the Chamber of Commerce be permitted to answer the questions of the members of Council with regard to the proposal for the establishment of an Area Economic Development Board and an Area Economic Development Commissioner.

CARRIED

(D) Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That a Committee be formed consisting of three to five members to be appointed by the Mayor to investigate with the Chamber of Commerce, the methods of establishing a Kingston Area Economic Development Board, with the Committee to report back to the Committee-of-the-Whole not later than the end of October.

CARRIED

(E) Moved by Ald. Mackenzie,
Seconded by Ald. French,

That all applications for the position of Chief Administrative Officer be directed by the Clerk-Comptroller's Department to the Selection Committee.

- and further -

that the mailing address in the advertisements for the position be amended if possible to be directed to the "Selection Committee".

CARRIED

(F) Resolved that recommendation 2 (b) of the Special Committee Report be amended to provide that there will be a meeting of the Committee-of-the-Whole of Council and Council held weekly.

COMMITTEE-OF-THE-WHOLE (Cont'd)

(G) Resolved that starting time for the Committee-of-the-Whole and Council shall be 7 p.m.

(H) Resolved that the format for meetings of the Committee-of-the-Whole and Council be as follows:

Council

1. Roll Call
2. Minutes
3. Petitions
4. Communications

Committee-of -the-Whole

5. (a) Delegations (to be limited to 10 minutes per delegation)

   (b) Reports from Chief Administrative Officer, Department Heads, City Solicitor and other committees.

Council

6. Report of the Committee-of-the-Whole
7. Unfinished Business
8. Motions
9. By-Laws

(AS AMENDED BY RESOLUTION "T").

(I) Resolved that special meetings of either Committee-of-the-Whole or of Council may be called at the discretion of the Mayor or at the call of a majority of the members of Council providing there is at least 24 hours notification.

(J) Resolved that the Agendas for meetings of the Committee-of-the-Whole and of Council be prepared by the Chief Administrative Officer in consultation with the Mayor, the City Co-Ordinating Committee, the Clerk and the Department Heads. In the Chief Administative Officer's absence the Vice-Chairman of the City Co-Ordinating Committee will be responsible for the preparation of the Agendas.

(K) Resolved that the only meetings of the Committee-of-the-Whole to be held in-camera be those concerned with:

a) Land Acquisitions
b) Some Legal Matters
c) Labour Negotiations
d) Personnel

(L) Resolved that the Mayor or Acting Mayor be the Chairman of the meetings of the Committee-of-the-Whole and of Council.

(M) Moved by Ald. Timmins,
Seconded by Ald. French,

That an Acting Mayor and Alternate Acting Mayor be appointed by Council annually.

CARRIED

COMMITTEE-OF-THE-WHOLE (Cont'd)

(N) Resolved that provision in the by-laws be made for the appointment of small ad hoc committees to investigate certain matters.

(O) Resolved that the Boards and commissions constituted by provincial statute and special purpose bodies be not abolished, i.e. Planning Board, Library Board etc.

Ald. Allmark withdrew at 10.15 p.m.

(P) Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That the present composition of the Planning Board be maintained, i.e. four appointed citizens, four aldermen, and the Mayor or his substitute.

CARRIED

(Q) Resolved that an orientation programme for newly elected and/or senior aldermen, designed by the Chief Administrative Officer, the Co-Ordinating Committee, and the appropriate representatives from local educational institutes, to acquaint and/or refresh elected officials with City policies, procedures, workings of local government and personnel related issues be implemented.

(R) Resolved that the Industrial Commissioner report directly to the Chief Administrative Officer.

(S) Resolved that the City Solicitor report directly to the Chief Administrative Officer.

(T) Resolved that Section 2(d) of the report be amended to provide that reports from the City Solicitor and other committees would be received by the Committee of the Whole.

(SEE RESOLUTION "H").

(U) Resolved that the Director of Personnel report directly to the Chief Administrative Officer and that this position be classified as that of a Department Head, and that the responsibility for the switchboard be transferred to the Director of Personnel.

(V) Resolved that the Clerk report directly to the Chief Administrative Officer.

(W) Resolved that all Department Heads report directly to the Chief Administrative Officer.

(X) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That consideration of the recommendation:

"that the Building Inspection and Property Standards be amalgamated with the Planning Department"

be deferred until the next meeting and that a meeting be arranged between the Mayor, Mr. G.G. Muirhead, Director of Planning and Urban Renewal, Mr. D. Graham, Commissioner of

COMMITTEE-OF-THE-WHOLE (Cont'd)

(X) (Cont'd)

Works and Mr. R. Ruttan, Chief Building Inspector, to discuss the matter.

CARRIED

(Y) Moved by Ald. Breen,
Seconded by Ald. Tarnowecky,

That as provision is made on Page 15 of the Report for the Chief Administrative Officer to investigate the administration of all City departments, the following sections of the report be deleted:

"It is recommended that the Chief Administrative Officer consider the amalgamation of the Traffic & Streets Department with the Public Works Department after one (1) year of his/her appointment, and report the findings to the Council".

"It was felt that there are too many departments, especially when compared to other cities. A bulky departmental structure, it was felt, led to problems of communication and hence, less efficient service. The amalgamation suggested is common to other cities of comparable size."

CARRIED

(Z) Resolved that a Special Meeting of City Council to be convened into the Committee of the Whole be held on October 16, 1978 at 7:30 p.m. to continue the discussion of the Special Committee report re the role of the Office of the Clerk-Comptroller and related matters.

BY-LAWS

(1) Moved by Ald. Gorham,
Seconded by Ald. Mackenzie,

That By-Law 1 be given its First & Second Readings.

CARRIED

(2) Moved by Ald. Tarnowecky,
Seconded by Ald. Breen,

That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of giving By-Law 1 its Third Reading.

CARRIED

(3) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That By-Law 1 be given its Third Reading.

CARRIED

BY-LAWS (Cont'd)

(1) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 2, 1978.

(THREE READINGS) (PROPOSED NO. 9351)
City Council Meeting No. 23, 1978

MOTIONS

Moved by Ald. Clements,
Seconded by Ald. French,

That Council do now adjourn.

CARRIED

Council adjourned at 11:30 p.m.

(L.S.)

(Signed) *M.C. Healy* (Signed) *Ken Keyes*
Deputy City Clerk Mayor

CITY COUNCIL MEETING NO. 24

OCT 13 1978

The Regular Meeting of City Council will be held in the Council Chamber, City Hall, on Tuesday, October 10, 1978 at 8 p.m.

ROLL CALL

PRESENTATIONS

AWARD FOR HONOURABLE ACHIEVEMENT

Thomas Boyd
Samuel George Laverty
Emelia Neuberger

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 22, held September 25, 1978 and the Minutes of City Council Meeting No. 23, held October 2, 1978, be adopted as printed.

COMMUNICATIONS

To be Filed

(630) Copy of the International Reference Group on Great Lakes Pollution from Land Use Activities' publication entitled "Environmental Management Strategy for the Great Lakes System" for the International Joint Commission.

(631) From the Hon. Keith Norton, Minister of Community & Social Services, acknowledging receipt of the City's resolution regarding freedom of information and individual privacy as well as a resolution with regard to the Ontario Home Renewal Program.

(632) From the Ontario Economic Council with respect to a discussion paper entitled "Reforming Planning in Ontario - Strengthening the Municipal Role", written by Professor John Bossons. The report proposes increasing the responsibility of municipal governments in the planning of Ontario's towns and cities, while providing safeguards to increase the accountability of municipal governments for their decisions and protect the rights of citizens.

The release also includes suggested ready and selected quotations.

(633) From the Ministry of Intergovernmental Affairs, copy of remarks by George Ashe, MPP Durham West and Parliamentary Assistant to the Minister of Intergovernmental Affairs to the Association of Municipal Clerks and Treasurers on September 22, 1978. The discussion is on the new Municipal Elections Act.

(634) Minutes of Meeting No. 39 of the N.I.P. Citizens Committee Meeting held on Monday, September 11, 1978.

(Copy distributed to each member of Council.)

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Parks & Recreation Committee and the City of Kingston Planning Board

(635) From Mrs. Joyce Arbuckle, NIP Area Committee, expressing the disappointment of the NIP Area Committee members with respect to the holding of an auction sale at the Bargain Barn next to North Street Hill Park last September 16. The Committee has asked for answers to several questions with regard to change in use of the land, operation of a business on a Sunday and legal aspects of the matter.
(Copies have been distributed to members of Council).

Which Has Been Referred to the Community Services Committee

(636) From the City of Kitchener with regard to Bill 105, "An Act to Provide for the Licensing of Businesses by Municipalities", and requesting endorsation of their following resolution:

"That in response to Bill 105, An Act to Provide for the Licensing of Businesses by Municipalities, we would respectfully solicit the support of the Province respecting the following, namely:

1. That Bill 105 contain provisions for the municipality to charge non-resident hawkers and pedlars licence fees substantially in excess of the fee which would apply to resident hawkers and pedlars.

2. That provisions be included therein whereby the municipality has the power to prohibit any business, operation. Bill 105 seems to extend the power to licence, regulate and govern a business but not to prohibit except where a licence is required and has not been obtained by the said business."

(637) From the Ministry of the Solicitor General re 1978 Fire Prevention Week (October 8 to 14), and requesting the City's wholehearted support.

To be Referred to the City of Kingston Planning Board

(638) From the Sydenham Ward Tenants' And Ratepayers' Association registering complaints with respect to: addition to the property at 276 Victoria Street; and calculation of the plan dimensions submitted for 118 Collingwood Street and requesting the comments of the Building Standards Officer on these matters.

(639) From Mr. Jehuda Kaminer, Barrister & Solicitor, notifying that he has been retained by the residents of 11 Howard Crescent to act as their counsel with respect to Zoning By-Law Amendment No. 9324 and that he has been instructed to file their Notice of Objection to Approval of the said By-Law rezoning Van Herpt Motors property.

Which Has Been Referred to the Public Utilities Commission

(640) From the Hon. James Snow, Minister of Transportation, advising of the terms applicable to the municipal transit subsidy program for 1979.

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Community Services Committee

(641) From Mr. Eric W. Usherwood requesting clarification on the City's By-Law Enforcement procedures.

(Copies have been distributed to members of Council).

Which Has Been Referred to the Finance & Accounts Committee

(642) From the Association of Women Electors of Kingston Area notifying that at their September 7th meeting the following resolution was passed, and that their previously submitted letter did not reflect the intent of the motion:

"That a letter be sent to City Council asking for clarification of the rules for attendance (at meetings of City Council and Committees, Boards and Commissions) and for information as to the legal position for removing aldermen from committees for which they do not attend meetings."

To be Filed

(643) From the Canadian Cystic Fibrosis Foundation extending an invitation to Members of Council to attend their Education Night at the Kingston Public Library, at 8 p.m. on Wednesday, October 18, 1978.

(Copies have been distributed to members of Council).

(644) Minutes of the Public Utilities Commission's meeting No. 22 held on September 18, 1978.

(Copies have been distributed to members of Council).

(645) From the Ministry of Intergovernmental Affairs, enclosing a guide on Metric Conversion and notifying that additional copies are available at a cost of $1.50 per copy from the Publications Centre, Toronto.

(646) From the Ministry of Treasury, Economics and Intergovernmental Affairs, copies of "Background" Nos. 78/36 including an article entitled "Labour Relations, Components of a Collective Agreement" and 78/37.

(Copies have been distributed to members of Council).

To be Referred to the City of Kingston Planning Board

(647) From Mrs. Florence Keyes, objecting to the approval of By-Law No. 9324, "A By-Law to Rezone 0.08 Hectare Parcel of Land Located on the West Side of Portsmouth Avenue, South of Princess Street from C2 (Arterial) Commercial to C2.159 (Arterial) Commercial" as it will lower the value of her property at 15 Howard Crescent, and notifying that she will appear at the Ontario Municipal Board Hearing.

To be Referred to the Transportation Committee

(648) From the Public Utilities Commission, requesting approval for the relocation of two bus stops on Division Street and enclosing drawings in this connection.

COMMUNICATIONS (Cont'd)

To be Filed

(649) Minutes of the Executive Committee of The Cataraqui Region Conservation Authority meeting held on September 20, 1978.

(650) From the Bureau of Municipal Research, copy of their publication "The Bottomline".

(651) Minutes of a meeting of the Kingston, Frontenac and Lennox and Addington Health Unit Board, held on October 3, 1978.

(Note: Copies have been distributed to all members of Council).

(652) From Ms. Lynn Haver, Clerk V, notifying that the Housing Subcommittee has invited the Housing Authority to attend its next meeting at which time the Municipal Housing Statement and other items concerning the Housing Authority and the City's Housing Policy in general can be discussed. All members of Council are invited to attend this meeting on Thursday, October 19 at 7:30 p.m. at City Hall.

(653) From the Ministry of Housing enclosing a cheque for $52,612.64 representing the second accountable advance on the City's 1978-79 per capita provincial grant under the Ontario Home Renewal Program.

(654) From the Ministry of Transportation and Communications acknowledging receipt of the City's interim request for subsidy payment for public transit assistance, and attaching a copy of their calculation of the subsidy payable which amounts to $241,398.75 for operating assistance.

(655) Copy of a letter from the Waterfront Users Association to Arcom Developments with respect to the Ministry of Environment report on the Davis Tannery Site. The Association suggests that Arcom discuss with officials of the City how the issued raised by the Association might best be aired and reconciled. It appears that Arcom Developments had indicated to the Association that they might participate in planning for the public access to the waterfront, but the Association feel it would be more beneficial if this is done in a more community-wide setting.

To be Referred to the Public Works Committee

(656) From the Industrial Accident Prevention Association Ontario, advising of their collective progress towards the reduction of compensable injury claims in 1978.

To be Referred to the Transportatation Committee

(657) From the Minister of Transport, The Hon. Otto Lang, with regard to the City's application for financial assistance for the reconstruction of runway 06-24 and the construction of a new passenger operations building at Norman Rogers Airport.

Due to the recent government decision to effect major reductions in spending, the Airports Capital Assistance Program has been terminated and the Minister is unable to approve the projects requested by the City.

COMMUNICATIONS (Cont'd)

To be Referred to the Community Services Committee

(658) From The Ontario Federation for the Physically Handicapped enclosing a complimentary copy of the Reporter which is their quarterly newsletter, together with a notice of their coming 7th annual general meeting and conference on Monday, October 23, 1978 at the Hotel Triumph in Toronto with the main theme to be "Affirmative Action: Public Education".

(659) From the Kingston & District Social Planning Council, copy of a letter to Ald. Gerretsen submitting comments on Prof. Kumagai's report "Services for Senior Citizens in Kingston".

(660) From the Victorian Order of Nurses submitting their comments on the study and recommendations of the School of Urban and Regional Planning concerning services for senior citizens in Kingston.

To be Filed

(661) From the Kingston Professional Fire Fighters Association confirming that the Executive Committee of Local 498 IAFF has endorsed the amendments to By-Law 7080.

To be Referred to the City of Kingston Planning Board

(662) From Ms. Barbara Bradfield of the Little Cataraqui Environment Association notifying that Dr. Jack Vallentyne, a senior research scientist at the Centre for Canadian Inland Waters, Burlington, Ontario will be the guest speaker at a meeting at Queen's University on Thursday, October 19, 1978. His topic will be "Benefits of an Ecological Approach to Planning for the Restoration of the Great Lakes". He will be relating the topic to the Kingston Area.

Which Has Been Referred to the Public Works Committee

(663) From the International Joint Commission, International Reference Group on Great Lakes Pollution from Land Use Activities notifying that PLUARG will be holding an information meeting on October 26, 1978, at the Kingston Public Library at 7:30 p.m.

To be Referred to the Public Works Committee

(664) From the Ontario Good Roads Association notifying that their 1979 Convention will be held at the Royal York Hotel, Toronto from Monday, February 26 to Wednesday, February 28, 1979 inclusive. A hotel reservation form, together with hotel rates schedule are enclosed with the letter.

Which Has Been Referred to the Committee-of-the-Whole with an Am-Amendment to include the Rideaucrest Home Management Committee as a Committee to be Retained

(665) From the Special Committee to Review the Role of the Office of the Clerk-Comptroller, notifying of the proposed set up of committees within the new organization of the City of Kingston.

PETITIONS

REPORTS

REPORT NO. 101

To the Mayor and Aldermen: September 27th, 1978.

The Transportation Committee reports and recommends as follows:

1. That a parking area be established for use by City Hall elected officials on the C.N. right-of-way on the Crawford Wharf, which was recently acquired by the City of Kingston.

2. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide for prohibition of parking next to the entrances to North Hill Street Park on Montreal Street and on Sydenham Street.

3. That a by-law be presented to Council to amend By-law 24 (Traffic) to remove the "Yield Right-of-Way" sign on Brock Street at the northbound channelized lane leading to Sir John A. Macdonald Blvd.

   NOTE: A "Merge" sign will be erected in its place.

4. That, notwithstanding the provisions of By-law 10, approval be given to the installation of a three-foot high fence at the northwest corner of Mowat Avenue and Baiden Street.

   NOTE: The by-law permits a 2½ foot high fence. The grade of Baiden Street is slightly higher than Mowat Avenue and the visibility intended under the by-law will be retained.

5. That the Kingston Coalition for Full Employment be permitted to conduct a parade on Saturday, October 14th, 1978, commencing at 2:00 p.m.

   NOTE: The parade will commence on Bagot Street between Queen and Princess Streets, east on Princess to Ontario Street, and south on Ontario Street to Confederation Park.

6. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that the following be added to Section 10(b) (Bus Stops):

Sir John A. Macdonald Blvd. E/S at Bath Road	- from 295' north of Bath Rd. 80 feet northerly,

And further, that the following be deleted from By-law 24 (Traffic), Section 10(b):

Sir John A. Macdonald Blvd. E/S at Bath Rd.	- 100 feet from Bath Rd. northerly (By-law 4865-1965)

7. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that the following be added to Section 10(b) (Bus Stops):

Division Street W/S at Elliot Avenue	- from 230 feet south of Elliot Ave. 60 feet southerly,

And further, that the following be deleted from By-law 24, (Traffic), Section 10(b):

Division Street W/S opposite Elliot Ave.	- 80 feet (By-law 4865-1965)

Respectfully submitted,

Chairman.

REPORT NO. 102

SEPTEMBER 28/78.

To the Mayor and Members of Council:

The Parks & Recreation Committee reports and recommends as follows:

1. That the account of W. H. Reynolds (Cambridge) Ltd. be paid, in the amount of $1,116.96, for the supply of six new design picnic tables.

2. That the account of F. G. Edwards Real Estate be paid, in the amount of $1,223.75, for rental commission fee for rental of space at Portsmouth Olympic Harbour, it being noted that there are sufficient monies in the budget for payment.

3. That Schedule "E" to By-Law No. 19 - A By-Law to Provide for the Regulation Use of Parks & Recreational Facilities of the Corporation - be rescinded and the following new Schedule "E" be substituted therefore:-

SCHEDULE "E"

TENT AND TRAILER RATES AT LAKE ONTARIO PARK

Facility	Daily	Weekly
Camp Site	$5.00	$30.00
Camp Site (water & power)	6.25	37.50
Camp Site (water, power & sewer)	7.00	42.00

NOTE: Reservations are not taken in advance. Visitors are permitted to remain in the park for a maximum of 14 days on only one occasion during any one season.

Respectfully submitted,

CHAIRMAN

REPORT NO. 103

To the Mayor and Aldermen: October 2nd, 1978.

The Public Works Committee recommends as follows:

1. That the Province of Ontario be petitioned for an interim payment of subsidy on expenditures made on roads during the period January 1, 1978 to September 30, 1978 in the amount of $365,517.00 for construction and $1,382,273.00 for maintenance for a total expenditure of $1,747.790.00, this being the amount on which 50% subsidy will be paid.

2. That notwithstanding the provisions of By-law No. 14 - A By-law Relating to Sewers and Drains - a connection of roof drainage from the Alcan Credit Union building at 850 Princess Street to the existing combined system in Princess Street be permitted.

Respectfully submitted,

Chairman.

REPORT NO. 104

September 28, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That an Agreement be entered into as of 1st January,1979 with the Dominion Electric Protection Company for the installation of a fire protection panel at the Brock Street Fire Station which shall include the following conditions:

   a) that the Company may charge each approved subscriber for each connection of which the City shall receive $25.00 per annum for supervision of the panel board; such charge shall be adjusted by the same percentage change as the change in the Consumer Price Index of Statistics Canada each year;

   b) that institutions, firms and companies connected to the present system at the Brock Street Fire Station shall be deemed to be approved subscribers; future connections of institutions shall be approved by the Fire Chief;

   c) that the agreement shall continue for one year from January 1, 1979 and thereafter from year to year, provided that either party may at any time after the first year terminate it on one year's notice in writing to the other party.

2. WHEREAS it is deemed desirable to change the current system of officer development within the Fire Department of the City of Kingston; and

   WHEREAS, after discussion with all parties concerned the Fire Chief has recommended that the Officer Development Program be amended;

   THEREFORE BE IT RESOLVED that By-Law No. 7080, 'A By-Law Respecting the Fire Department', be amended as follows:

   a) by deleting Clause 4 and substituting therefor:

      "4. In addition to the Chief of the Department, the Department personnel shall consist of the Deputy Chief; an Assistant Chief (Training Officer); four Assistant Deputy Chiefs; twelve Captains including Probationary Captains (Fire Operations Division); one Captain of Fire Prevention, two inspectors, and such members as from time to time may be deemed necessary by Council."

2. b) by adding the following to Clause 44(c):

"Examinations referred to above shall be conducted every two years forming an eligibility list for potential officers. When vacancies occur the remainder of the promotional procedures shall be conducted for each candidate."

so that it reads:

"44(c) All candidates shall be given a written examination to test their knowledge of fire fighting techniques and of necessary background information. Examinations referred to above shall be conducted every two years forming an eligibility list for potential officers. When vacancies occur the remainder of the promotional procedures shall be conducted for each candidate."

3. That no action be taken on the following resolution of the City of Welland:

"THAT whereas Part Nine of The Ontario Building Code requires the installation of a products of combustion detector or detectors in buildings containing a residential occupancy; and

WHEREAS Part Nine only refers to buildings with less than 6,000 sq. ft. in building area, or three (3) storeys or less in building height; and

WHEREAS Part Three of The Ontario Building Code which deals in part with residential buildings exceeding 6,000 sq. ft. in building area or exceeding three (3) storeys in building height, does not contain a similar requirement for the installation of products of combustion detectors;

NOW THEREFORE BE IT RESOLVED that Welland City Council hereby respectfully petitions the Ministry of Consumer and Commercial Relations to have The Ontario Building Code amended to require installation of products of combustion detectors in all dwelling units including apartments in all apartment buildings, regardless of the building height or the number of suites contained therein."

(Note: It was the Committee's view, after receiving the advice of the Fire Chief, that this resolution should await the production during 1979 of a new draft Fire Act. While the Committee agrees with the intent of the resolution, it feels it is premature).

4. That the following resolution of the City of Windsor be endorsed:

"WHEREAS The General Welfare Assistance Act and Regulations specify that a city or separated town will be subsidized for the cost of administration where such cost to the municipality exceeds that of the fiscal year ending on 31st day of December 1964;

WHEREAS those areas who have formed consolidated units such as in the case of regional government, did not exist for these purposes in 1964 and are not

4. (Cont'd)

subject to the deduction of 1964 administration costs in calculating their current level of subsidy;

WHEREAS the Province has not announced a policy to encourage organized areas to consolidate on the basis of a higher subsidy level on administrative costs incurred in public assistance programs;

WHEREAS in the City of Windsor such costs amount to $92,768 annually;

THEREFORE BE IT RESOLVED that this Council endorse the concept that administration costs under The General Welfare Assistance Act be subsidized in a manner that is consistent across the Province for all organized areas who administer the legislation and that those areas currently required to deduct the 1964 base year administration costs in calculating their current subsidy be relieved of this requirement effective the earliest possible date."

Respectfully submitted,

CHAIRMAN

REPORT NO. 105

October 3, 1978.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS a Zone Change Application has been made by solicitors representing the estate of Rebecca Cohen, with respect to property located at 643/647 King Street and 120/124 Yonge Street, to change the zoning designation from A5 (Residential) to C1 (Commercial); and

WHEREAS, at the passing of By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' such property was deemed to be a non-conforming commercial use in a residential zone; and

WHEREAS, because the property has remained vacant from April 18, 1977 until the present time, the non-conforming use is deemed to have lapsed and the property is, therefore, designated as Residential under Zoning By-Law No. 8499; and

WHEREAS it is the opinion of the Planning Board that the commercial use proposed for this property is unsuitable for this residential area;

THEREFORE BE IT RESOLVED that the Zone Change Application made on behalf of the Estate of Rebecca Cohen be refused, without prejudice to a future application.

(Alderman Hawkins opposed)

2. WHEREAS By-Law No. 9285, 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 1.43 Acre Parcel of Land Located at the North-West Corner of Division and Concession Streets from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial' was passed by Council on July 10, 1978; and

WHEREAS notification of the amending By-Law No. 9285 has been sent to affected property owners; and

WHEREAS further objections to the By-Law have been received; and

WHEREAS these objections have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9285 passed on July 10, 1978, Clause 1, Report No. 65, be reaffirmed.

3. WHEREAS the Development Agreement between the City of Kingston and Beaufort Realties (1964) Incorporated (Bath Road and Queen Mary Road) requires that the design and location details of all exterior signs be submitted for City approval;

3. (Cont'd)

THEREFORE BE IT RESOLVED that the plan prepared by Claude Neon Limited - Scale: ½" = 1'0" - September 1, 1978, be approved subject to removal of the 10w incandescent border lights.

(Note: This clause was referred back to the Board by Council for clarification of the legality of the original condition recommended by the Development Control Committee, that the blackline facial caricature be removed from the sign.)

4. WHEREAS as a concomitant of the Neighbourhood Improvement Program, the City has administered the Residential Rehabilitation Assistance Program which, since its inception in 1975, has enabled the rehabilitation of 366 dwelling units through the provision of $1,623,384 in RRAP loans; and

WHEREAS the Federal Government has announced that, with provincial concurrence, it will extend the Urban-RRAP program beyond NIP areas, this policy to take effect for the most part in 1979, but that municipalities with ongoing RRAP programs may use a portion (25 per cent) of their 1978 allocation in newly designated areas, to be referred to as Rehabilitation Areas; and

WHEREAS it is deemed desirable to extend the RRAP program in the City of Kingston beyond the boundaries of the NIP area; and

WHEREAS it is not anticipated that the 1978 allocation of $400,000.00 will be entirely required within the existing NIP-RRAP area;

THEREFORE BE IT RESOLVED that:

(1) A formal letter of application be submitted to CMHC requesting the extension of the RRAP program to the Rehabilitation Area, such letter to include the following information:

a) a map of the Rehabilitation Area (which is attached hereto as Appendix 'A');

b) a description of the boundaries of the Rehabilitation Area (which is attached hereto as Appendix 'B');

c) a strategy for the systematic enforcement of the maintenance and occupy by-law (Appendix 'C');

d) a brief narrative supplying statistical data about the area (Appendix 'D');

(2) That a By-Law be presented to Council under Section 22(2) of The Planning Act, R.S.O. 1970, to designate as a redevelopment area the following generally described area:

4. (Cont'd)

(2) (Cont'd)

"The Residentially zoned area bounded on the east by Division Street, on the south by Princess Street, on the west by Macdonnell Street, on the north by Third Avenue, on the west by Alfred Street, on the north by Barbara Avenue and then between Division Street and the CNR right-of-way east of Rideau Street by an irregular boundary determined by the residential-industrial zone boundaries and on the south between the CNR right-of-way and Division Street by the north boundary of the designated Neighbourhood Improvement Area all of which is more particularly described in Appendices 'A' and 'B' attached hereto."

5a) WHEREAS on September 12, 1977, Planning Board, upon the recommendation of the Local Architectural Conservation Advisory Committee, recommended that the following list of buildings be designated as buildings of historic or architectural value:

1) 2 Alwington Avenue
2) 56 Alwington Avenue
3) 74 Alwington Avenue
4) 77 Alwington Avenue
5) St. John's Anglican Church
   51 Church Street
6) 73 Baiden Street
7) 51 Francis Street
8) Church of the Good Thief
   734 King Street West
9) Presbytery, 743 King Street West
10) Holiness Church, 716 King Street West
11) 738 King Street West
12) Newcourt, St. Lawrence College Grounds
13) 162 Mowat Avenue
14) Rectory, 176 Mowat Avenue
15) 579 Union Street
16) The Water Tower, Sir John A. Macdonald Boulevard
17) The Penitentiary Farm House, Sir John A. Macdonald Boulevard
18) The Coach House, 443 Union Street
19) Gardener's Building, 443 Union Street
20) Leahurst - Kingston Psychiatric Hospital Grounds

5a) (Cont'd)

21) South Cottage - Kingston Psychiatric Hospital Grounds

22) Gazebo - Kingston Psychiatric Hospital Grounds

- and -

WHEREAS the City Solicitor has requested a resolution approving the reasons for designation;

THEREFORE BE IT RESOLVED THAT the foregoing list of buildings be designated as buildings of historic or architectural value for the reasons indicated on Schedule 'A' attached hereto.

(Note: The City Solicitor states that the City has the right to designate Crown properties, but the Crown can claim exemption from enforcement).

5b) WHEREAS on September 12, 1977, Planning Board, upon the recommendation of the Local Architectural Conservation Advisory Committee, recommended that the property known as 29 Baiden Street be designated as a building of historic or architectural value; and

WHEREAS the City Solicitor has requested a resolution approving the reasons for designation;

THEREFORE BE IT RESOLVED that 29 Baiden Street be designated as a building of architectural significance, for the following reason:

"29 BAIDEN STREET - of architectural significance.
This residence was built in the 1840s. The exterior has been restored to its original architectural features."

6. WHEREAS approval was given by Council in January, 1978 to allow construction of a laboratory office building for the Aluminum Company of Canada Limited; and

WHEREAS the owner has requested that revisions to fenestration and exterior panelling be allowed;

THEREFORE BE IT RESOLVED that, as recommended by the Development Control Committee, the January 1978 approval be amended to allow square cornered windows in place of round, and 1 foot wide exterior panels in place of 5 feet wide, as shown on Plan A-7 - Elevation - Scale: 1/8" = 1'0" - dated April 1978, prepared by Smith, Mill and Ross, Architects.

7. That, as recommended by the Development Control Committee, plans submitted by Mr. Gaetano Romeo for a brick triplex at 54-56 Elm Street:

Plan #1 - Site Plan - Scale 1"=20' - December 22, 1977

Plan #2 - Elevations - Scale: ½" = 1'0" September 7, 1978

7. (Cont'd)

be approved, subject to the owner entering into a development agreement which shall include the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that all parking and vehicular access routes shall be paved;

c) that the parking area shall be moved to the rear of the building to allow consolidation of the landscaped area directly abutting the rear of the residence;

d) that the water service be a minimum 1" diameter copper at the owner's cost and the electrical service shall be overhead from the overhead line on Elm Street, to Public Utilities Commission standards;

e) that due to the fact that the subject property is served only by combined sewers, any storm drain connection shall be at Council's discretion;

f) that a landscaping plan shall be submitted within three months after the date of approval by Council and implemented within one year of the issuance of the building permit;

g) that subject to the granting of a minor variance by the Committee of Adjustment, the requirements of Zoning By-Law No. 8499 to construct a 4½ foot high masonry wall along the side lot lines be replaced by a requirement that the lot boundaries be fenced in a manner which is satisfactory to the City and the abutting property owners.

8. WHEREAS approval was given by Council in 1977 to plans for the development of eighteen townhouses on the south side of Newcourt Place subject to later submission of a landscaping plan for the site; and

WHEREAS a landscaping plan has been submitted and the Parks and Recreation Commissioner and the Development Control Committee have no objection to the plan;

THEREFORE BE IT RESOLVED that Plan Ls-1 - Landscaping - Scale: As shown - September, 1978, prepared by Emery Graphics for a townhouse development on the south side of Newcourt Place be approved.

Respectfully submitted,

CHAIRMAN

REASONS FOR DESIGNATION

2 ALWINGTON AVENUE - of architectural significance.
This house, built c.1875 on an important corner, belonged at one time to the Penitentiary Service. The large inset chimneys, regularly spaced large windows and hipped roof porch give distinction to this limestone dwelling.

56 ALWINGTON AVENUE - of architectural significance.
This charming cottage, built 1854-55 to the design of Sidney Scobell, is known as The Chimneys because of the unusual spiral stone chimneys on its broad hip roof. The large windows flank an entranceway with fanlight and side lights protected by a Regency style porch with fluted columns.

74 ALWINGTON AVENUE - of architectural significance.
This 1860 cottage has had a number of large additions but the important architectural features of the facade, the windows and doorway have been retained and the scale of this stuccoed dwelling is pleasing.

77 ALWINGTON AVENUE - of architectural significance.
This large late Victorian brick house is an excellent example of the non-symmetrical plan so popular in the later half of the nineteenth century. It is given added importance by its extensive landscaped grounds.

ST. JOHN'S ANGLICAN CHURCH - of historical and architectural significance. This Gothic style church built in 1849-50 to plans by William Coverdale, was supported in its early years by Kingston families who had large estates in the area.

73 BAIDEN STREET - of historical significance.
This limestone house built c.1869 is a typical village dwelling of the period with the verge boards adding a decorative touch to an otherwise simple residence.

51 FRANCIS STREET - of historical significance.
This two-storey limestone building is typical of the larger farm houses which once occupied the farm land north of Portsmouth Village. It is one of the few limestone houses in this area with bay windows.

THE CHURCH OF THE GOOD THIEF, 743 KING ST. WEST - of architectural and historic significance.
This church, although a mixture of styles, is the most dominant and most important visual aspect of Portsmouth. The limestone was quarried by prisoners and the church named after St. Dismas, the thief crucified with Christ. The large bell tower and the pattern of crosses on the sharply pitched roof are especially notable.

BUILDING FOR DESTINATION

7 ARMINGTON AVENUE - an architecturally significant house, this house, built circa 1875 in an Italianate manner, designed as one wing for the Preliminary Service. The large front chamber, prominently opened large windows and flanked with panel side elevation on this interesting dwelling.

76 ARMINGTON AVENUE - an architectural significance, this charming cottage, built 1874-75 for the design is almost exactly as known as the Chinese, possibly of the unusual appeal lends chimneys on its broad six-roofs. The two - storeys frame an entrance-way with twin and side kinds protrusion by a bargeboard style round with flared cornices.

74 ARMINGTON AVENUE - an architectural significance, This 1880 cottage has lost a number of high architecture but the important architectural features of the facade, the windows and doorway have been restored and are worth of this attractive dwelling to preserve.

77 ARMINGTON AVENUE - an architectural significance, This large late Victorian house built in the resident elements of the Romanesque style in stonework on the later half of the nineteenth century. It is given added importance by the dominant landmarked church.

75 JOHNSTON AVENUE CHURCH - an historical and architectural significance. This Gothic style church built in 1869 to plans by William Coverdale, was completed in the early years by Hamilton families who had large holdings in the area.

73 BATHURST STREET - an historical significance, This Italianate house built circa 1860 is typical of the dwellings of the period with the corner bracket giving a decorative touch to an otherwise simple residence.

71 FRANCIS STREET - an historical significance, This Romanesque Revival building is typical of the Jesuit Fathers Novitiate which was occupied the Jesuit Order of Toronto Village. It is one of the few Romanesque houses in this area with hay windows.

THE CHURCH OF THE GOOD THIEF, 145 KING ST. WEST - an architectural and historical significance.
This church, Alexander's masterpiece of style, is the most dominant and most important visual landmark of Toronto. The interior was decorated by painters and the church named after St. Dismas, the thief crucified with Christ. The large wall lamps and the pulpit of course on the shapely stained glass are especially striking.

PRESBYTERY, 743 KING STREET WEST - of architectural significance.
This handsome late Victorian dwelling for the priest of the adjacent church is remarkable for the strong contrast of rough limestone against red brick. The variety of the irregular floor plan is accentuated by the contrasts in building materials and textures and by the horizontal string courses and the tall, thin chimneys.

HOLINESS CHURCH, 716 KING STREET WEST - of architectural and historic significance.
This 1855 stone church, built for the Wesleyan Methodists in a severe Gothic Revival form, is in marked contrast to the Church of the Good Thief across the street. Heavy glazing bars form crosses in the large windows on the east and west walls.

738 KING STREET WEST - of historical and architectural significance.
This 1842 cottage was built as a lodge for Rockwood House, the large country estate of John Solomon Cartwright. A typical Ontario cottage style it retains its original clapboard, eaves returns and door enframement.

NEWCOURT, ST. LAWRENCE COLLEGE GROUNDS - of architectural and historic significance.
Built in 1844 for Joseph and William Wilson, this is the only large Regency cottage with the original verandah left in Kingston. In 1890-93 it housed the Women's Medical College and then became the farm house for the Ontario Hospital farm.

162 MOWAT AVENUE - of historical and architectural significance.
This is believed to be the house built about 1816 by Oliver Thibeaudeau (Thibodo) and is referred to by older residents as the "French" house. The limestone cottage has excellent proportions and the windows and entranceway add to its charm.

RECTORY, 176 MOWAT AVENUE - of architectural and historic significance.
This large gracious Regency house was built in 1855 by the parish of St. John's Anglican Church for an Irish priest, the Rev. Francis W. Dobbs, brother of Mrs. Robert Cartwright.

579 UNION STREET - of historic significance.
This dignified limestone residence was probably built in the late 1830's and is typical of the first village houses built for large families and occupied by Penitentiary employees. The simple symmetrical facade retains its six over six windows.

THE WATER TOWER - SIR JOHN A. MACDONALD BLVD. - of historic and architectural significance.
This five-storey high water tower displays beautifully ornate stonework and is a landmark in Kingston. Built for the Penitentiary, it is now the property of Queen's University and is the only one of its kind in Ontario.

THE PENITENTIARY FARM HOUSE - SIR JOHN A. MACDONALD BLVD. - of architectural significance.
This dwelling, advertised as a new stone house in 1856, became the farm house for the Penitentiary. The irregular plan, very advanced for its time, is emphasized by the central, two-storey bay rising to a decorated gable. (NOTE THE DATE: NOT 1886 but 1856)

THE COACH HOUSE - 443 UNION STREET - of historic value.
The coach house built in 1845 of rubble limestone, is one of the two remaining buildings of Calderwood, the country estate of Maxwell Strange. It now houses the Penitentiary Archives and Museum.

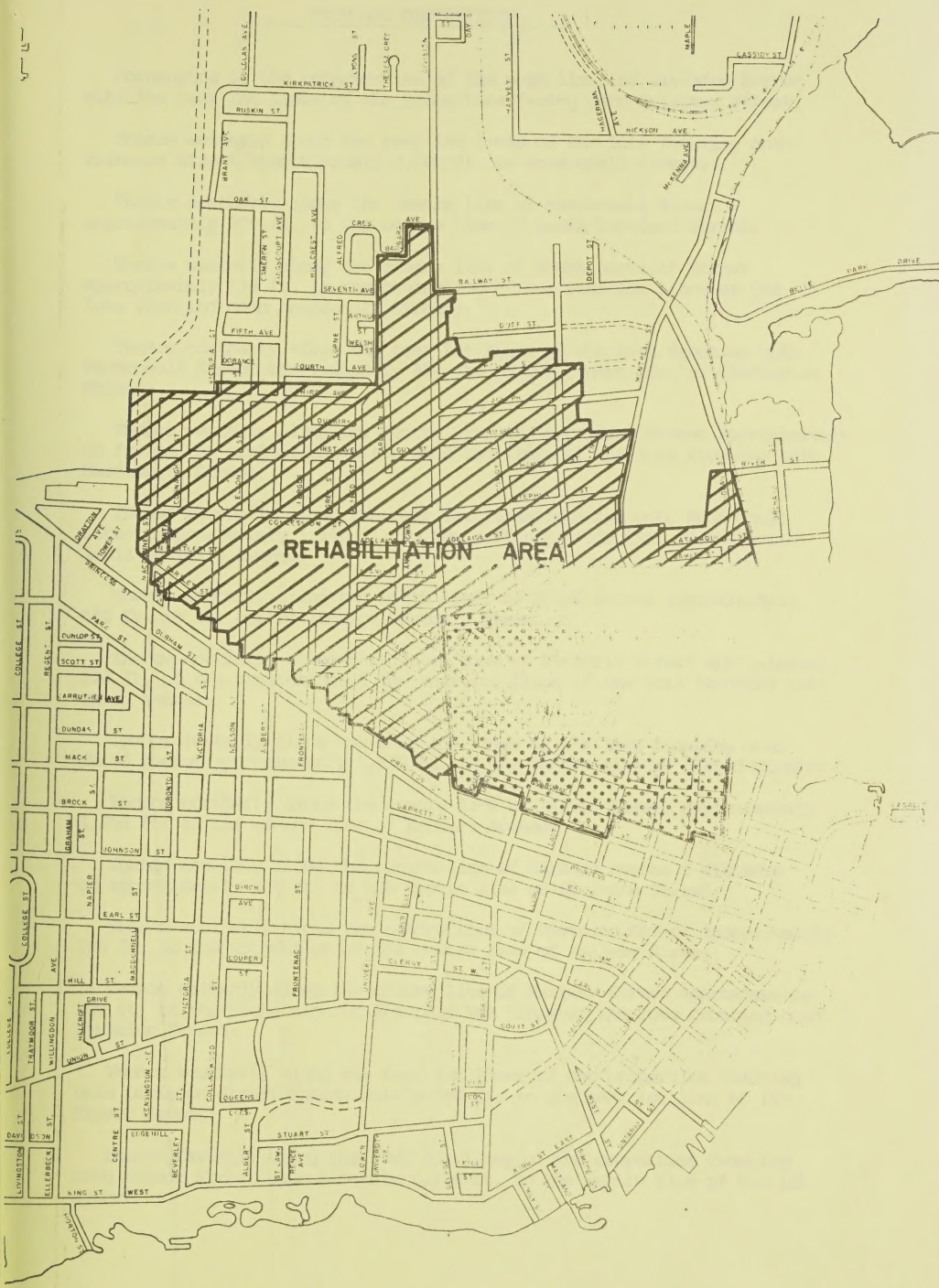
GARDENER'S BUILDING - 443 UNION STREET - of historic significance.
This is a companion building to the Coach House, being one of the original outbuildings for Calderwood, the Regency house demolished in 1969.

LEAHURST - KINGSTON PSYCHIATRIC HOSPITAL GROUNDS - of architectural and historic significance.
This building is a good example of late Victorian style and is basically a two and a half storey square house built of cut, hammer-dressed limestone, topped by a truncated hif roof. There is a smaller rear wing of random coursed stone and attached to it a later, large T-shaped structure in stucco.

SOUTH COTTAGE - KINGSTON PSYCHIATRIC HOSPITAL GROUNDS - of architectural and historic significance.
An essentially T-shaped building with pitch-faced walls. Most of the windows are square-headed with ashlar trim. The central storey is three storeys high with a string course separating the first and second storey with pedimental gables facing north and south. There are, altogether, eight identical chimneys with a bracket and cornice treatment.

GAZEBO - KINGSTON PSYCHIATRIC HOSPITAL GROUNDS - of architectural and historic significance.
The octagonal gazebo in front of the new asylum is set on a limestone base with a wooden structure. It is open for entry on two sides and wooden steps lead up to the platfrom, partially enclosed by a decorative balustrade of verticals and horizontals which join the supporting posts of the roof. The frieze is an open-work pattern of spindles and is supported at each column by a pair of decorative brackets. The roof is bell-shaped, covered with wood slats. It is divided into eight sections. The edge of the roof is decorated by closed ginger-bread border.

APPENDIX 'A'


REHABILITATION AREA
KIRKPATRICK ST
RUSKIN ST
OAK ST
SEVENTH AVE
FIFTH AVE
FOURTH AVE
RAILWAY ST
DEPOT ST
DUFF ST
CONCESSION ST
ADELAIDE ST
PRINCESS ST
PARK ST
DUNLOP ST
SCOTT ST
CARRUTHERS AVE
DUNDAS ST
MACK ST
BROCK ST
JOHNSON ST
EARL ST
HILL ST
UNION ST
STUART ST
KING ST
WEST
COLLEGE ST
RESENT ST
DURHAM ST
VICTORIA ST
NELSON ST
ALBERT ST
FRONTENAC ST
CARRETT ST
CLERGY ST
COURT ST
BIRCH AVE
COUPER ST
QUEENS
KENSINGTON AVE
BEVERLEY ST
CENTRE ST
ELGEHILL
ELLERBECK ST
LIVINGSTON
TRAYMOOR ST
WILLINGDON
HILLCROFT DRIVE
MACDONNELL
NAPIER
GRAHAM ST
BROCK ST
DORONTO
MACK ST
DUNDAS ST
CARRUTHERS AVE
SCOTT ST
DUNLOP ST
PARK ST
PRINCESS ST
HAGERMAN AVE
HICKSON AVE
MCKENNA AVE
CASSIDY ST
MAPLE
HARVEY ST
BELLE PARK DRIVE
RIVER ST
ORCHARD
LOWER ST
ORATION AVE
DAVIDSON
KING ST EAST
WEST
ENTABLE ST
SIMCOE ST
MAITLAND ST
KINGSTON
HIGHWAY

R.R.A.P. REHABILITATION AREA

BOUNDARY DESCRIPTION

Commencing at the intersection of the west limit of Division Street with the rear lot lines of the properties facing onto Princess Street;

Thence westerly along the rear lot lines of the lots fronting onto Princess Street approximately 3,800 ft. to Macdonnell Street;

Thence northerly along the centre line of Macdonnell Street approximately 300 ft. to the centre line of South Bartlett Street;

Thence westerly along the centre line of South Bartlett Street approximately 130 ft. to the projection of the rear lot lines of the lots fronting onto Macdonnell Street;

Thence northerly along the rear lot lines of the lots fronting onto Macdonnell Street approximately 450 ft. to the centre line of Concession Street;

Thence westerly along the centre line of Concession Street approximately 60 ft. to the projection of the rear lot lines of the lots fronting onto Macdonnell Street;

Thence northerly along the rear lot lines fronting onto Macdonnell Street approximately 1,150 ft. to the westerly projection of the north limit of Third Avenue;

Thence easterly along the north limit of Third Avenue approximately 650 ft. to the centre line of Victoria Street;

Thence northerly along the centre line of Victoria Street approximately 120 ft. to the projection of the rear lot lines of the lots fronting onto Third Avenue;

Thence easterly along the rear lot lines of the lots fronting onto Third Avenue approximately 1,650 ft. to the centre line of Alfred Street;

Thence northerly along the centre line of Alfred Street approximately 1,350 ft. to the centre line of Barbara Avenue;

Thence easterly along the centre line of Barbara Avenue a distance of approximately 900 ft. to the centre line of Division Street;

Thence southerly along the centre line of Division Street approximately 700 ft. to the projection of the centre line of Railway Street;

Thence easterly along the centre line of Railway Street approximately 200 ft. to the projection of the rear lot lines of the lots fronting onto Division Street;

Thence southerly along the rear lot lines of the properties fronting onto Division Street approximately 500 ft. to the rear lot line of 155 Fraser Street;

Thence easterly along the rear lot lines of the properties fronting onto Fraser Street approximately 1,100 ft. to the centre line of Patrick Street;

Thence southerly along the centre line of Patrick Street approximately 200 ft. to the centre line of Fraser Street;

Thence easterly along the centre line of Fraser Street approximatley 280 ft. to the projection of the east boundary of the property at 54 Fraser Street;

Thence southerly along the east boundaries of 54 Fraser Street and 51 Joseph Street approximatley 350 ft. to the centre line of Joseph Street;

Thence westerly approximately 30 ft. along the centre line of Joseph Street to the projection of the east boundary of 54 Joseph Street;

Thence southerly along the east limit of 54 Joseph Street approximatley 170 ft. to the rear lot lines of the lots fronting onto Russell Street;

Thence easterly approximately 135 ft. along the rear lot lines of the properties fronting on Russell Street to the north east corner of 47 Russell Street;

Thence southerly along the east boundary of 47 Russell Street approximately 150 ft. to the centre line of Russell Street;

Thence easterly along the centre line of Russell Street approximately 400 ft. to the centre line of Montreal Street;

Thence southerly approximately 1,050 ft. along the centre line of Montreal Street to the south boundary of Megaffin Stadium;

Thence easterly along the south boundary of Megaffin Stadium approximately 400 ft. to the centre line of Bagot Street;

Thence easterly along the rear lot lines of the properties fronting onto Cataraqui Street approximately 350 ft. to the north west corner of 101 Cataraqui Street;

Thence northerly along the rear lot lines of the lots fronting onto Rideau Street approximately 565 ft. to the north boundary of 368 Rideau Street;

Thence easterly along the north boundary of 368 Rideau St. approximately 200 ft. to the centre line of Rideau Street;

Thence southerly along the west boundary of the Canadian National Railways Roadway approximately 1,100 ft. to the south east corner of 269 Rideau Street;

Thence westerly along the south boundary of 269 Rideau Street approximately 350 ft. to the centre line of Rideau Street;

Thence northerly along the centre line of Rideau Street approximately 100 ft. to the projection of the rear lot lines of the lots fronting onto Charles Street;

Thence westerly along the rear lot lines of the lots fronting onto Charles Street approximately 1,600 ft. to the centre line of Patrick Street (part of boundary of N.I.P. Area);

Thence southerly approximately 150 ft. along the centre line of Patrick Street to the projection of the rear lot lines of the lots fronting onto Quebec Street (N.I.P. Area boundary);

Thence westerly along the rear lot lines of the lots fronting onto Quebec Street approximately 1,350 ft. to the centre line of Division Street (N.I.P. Area boundary);

Thence southerly along the centre line of Division Street approximately 1,700 ft. to the point of commencement (N.I.P. Area boundary).

Enforcement of Maintenance and Occupancy By-Law

Enforcement of Maintenance and Occupancy standards in the Rehabilitation Area will be carried out as part of the normal administration of By-Law No. 8597 "The Property Standards By-Law" passed on October 27, 1975. The original by-law was passed in 1967 and replaced in 1975 in response to amendments to The Planning Act and extension of the by-law from residential to industrial and commercial properties. The by-law is administered by the Chief Building Inspector assisted by two full time Property Standards Enforcement Officers and a third part time officer who is assigned to the administration of the existing RRAP program and the OHRP program. An average of 285 cases a year were investigated over the last 3 years.

Description of the proposed 1978 Rehabilitation Area

Number of hectares -	142.4
Population as of September, 1977 -	6,650 ±
Total number of dwellings -	1,684
Total number of units -	3,374
Number of single family detached units -	1,123
Number of semi-detached dwellings -	345
------ number of units	690
Number of multiple dwellings (row & apts.)	216
------ number of units	1,561
Nunber of hostel/dormitory dwellings	8
------ number of persons accommodated	29
Number of units estimated to require rehabilitation	1500
1978 RRAP Allocation	$400,000.

The proposed Rehabilitation Area lies generally to the west and north of the NIP area. On the whole, the average age of buildings is somewhat less than buildings in the NIP area with the age decreasing to the west and north. However, age alone is not necessarily an indication of condition and the area includes many substandard dwellings erected just prior to their annexation to the City in 1952.

Part of the area had been considered for inclusion in the NIP area but except for the condition of housing, it did not appear to be eligible for NIP assistance. However, the condition of housing in the area has previously been a matter of concern. A report prepared by the Planning Department in 1973 for Specific Area No. 5 (area north of Princess Street and west of Division Street roughly coinciding with the proposed Rehabilitation Area) revealed that 30% of the structures were more than 65 years old; that about 9% were in less than fair condition, and that 45% of the total number of dwelling units were multiple family.

It had been hoped that the Ontario Home Renewal Program (OHRP) would be of benefit to this area but the funds available have been inadequate and have had to be spread over the whole City excluding the NIP area. Also, OHRP funding for rental units has been suspended; thus for such units in the proposed Rehabilitation Area, only RRAP funds, which may be used for both owner-occupied and rental units, offer a chance for rehabilitation.

The boundaries recommended for the proposed Rehabilitation Area have been established on the basis of previous Planning Department studies, especially those of Specific Areas 4 and 5, and by a visual examination of dwelling structures street by street. The proposed Rehabilitation Area includes all of Specific Area 5 and all that part of Specific Area 4 not included in the NIP area, plus some fringe residential areas.

The visual survey of housing conditions indicates that there are about 1,500 units in need of some repair. At an estimated average cost of $7,000. each, loan funds in the amount of $10,500,000. would be required. However, it is believed that a considerable amount of rehabilitation would be done with private funding, consequently the need for RRAP funds would be much less. An estimate in this regard must necessarily be somewhat speculative and it is suggested that $3,000,000. or $600,000. annually over a five year period would constitute a realistic program.

Report No. 106

October 4, 1978.

To the Mayor and Aldermen:

The Finance & Accounts Committee reports and recommends as follows:

1. That, as recommended by the City Treasurer, that pursuant to Section 636a of The Municipal Act, R.S.O. 1970, as amended, the applications of the persons and firms listed on a schedule in the Clerk-Comptroller's office for cancellation or refund of commercial, residential or business taxes levied in 1978 in the total amount of $29,064.56, be approved.

   (Note: A copy of the schedule was distributed to the members of Council).

2. That the 1978 Capital Budget be amended as follows:

	Increase	Decrease
GENERAL PROJECTS		
Major Roads		
- Widening Princess Street to 5 lanes - W. Sir John A. Macdonald Boulevard to City Limits	-	$ 50,000.
Airport		
- Passenger operations building	-	200,000.
- Reconstruction of runway	-	74,600.
LOCAL IMPROVEMENTS		
Storm Sewers		
- Elliot Avenue, Day to Hagerman	-	50,000.
- Street Lighting	-	6,000.
GENERAL PROJECTS		
Land Acquisition		
- Clyde Property	$380,600.	-
	$380,600.	$380,600.

And further that application be made to the Ontario Municipal Board for an increase in the Capital Budget Quota of $145,000. (from $2,509,169. to $2,654,169.)

(Note: Total purchase price of Clyde Property	*$1,000,000.*
Deposit 1978 budget	*10,000.*
	$ 990,000.
Payment on closing date to be included in 1979 budget	*333,000*
To be placed in reserve funds to redeem the mortgage at the end of 5 years - 1979 budget amount	*131,400.*
To be included in 1978 Capital Budget	*$ 525,600.)*

3. WHEREAS the sum of $15,000. was approved by Council for the supply and installation of end marker strobe lights;

AND WHEREAS four tender submissions have been received ranging from $21,000. to $48,240;

THEREFORE BE IT RESOLVED that as recommended by the Transportation Committee, E.S. Fox Limited be awarded the contract covering the supply and installation of two sets of end marker strobe lights to be located at both ends of Runway 01R-19L, Norman Rogers Airport, for a tender price of $21,000. being the lowest tender received;

AND FURTHER that the following budget transfer be approved:

	Increase	Decrease
AIRPORT		
New Equipment	$6,000.	-
FINANCE CONTINGENCIES	-	$6,000.

(Note: It is understood that if surplus funds are available in the Airport accounts, said funds will be transferred to the New Equipment account to cover this amount.)

(Ald. Breen, Ald. Gorham Opposed)

4. That, as recommended by the Kingston Public Library Board, the following accounts be approved for payment, it being noted that there are sufficient funds in the Construction Budget for this purpose:

a) Peter York	
Doors to the Inter-Library Loan Cupboards	$374.38
Application of finishing lacquer to the Inter-Library Loan Cupboards	35.00
b) Jet Signs Limited	
"Holiday" Sign	20.97
c) Superior Glass & Glazing	
for "Holiday" Sign	33.28
d) Hugh Fisher	20.00
e) Mills Office Suppliers Limited	
1 - No. 9320 armchair	115.00
7 - No. 220 armchairs	489.86
Provincial Sales Tax	24.19

(Note: These items were covered in "Extra Furniture and Equipment" on Sheet No. E 3(b)).

5. That, as recommended by the City Treasurer, the following budget transfer be approved:

	Increase	Decrease
REVENUE		
Land Sale (Kingston Lath & Plaster)	$ 40,000.	-
Highway Subsidy	96,127.	-
	$136,127	

5. (Cont'd)

	Increase	Decrease
carried forward.....	$136,127.	-
EXPENDITURES		
Finance - Capital Expenditures (Funds left from money set aside for purchase of C.N.R. Right-of-Way)	-	$ 12,100.
Finance - Contingencies	$148,127.	-
	$136,127.	

6. That a grant of $500. be given towards the dinner celebrating the 10th Anniversary of the Gadabouts Senior Citizens Choir to be held on October 22, 1978.

And further that the following budget transfer be approved:

	Increase	Decrease
FINANCE & ACCOUNTS		
Grants	$500.	-
FINANCE - CONTINGENCIES	-	$500.

(Note: The Kingston District Chamber of Commerce is co-ordinating this dinner. It will be the last official function of the choir as they have decided to disband).

7. That Mr. Ken Lamb be authorized to renovate the third floor apartment at 222 Princess Street to rentable condition at a cost not to exceed $2,500. as a charge against the revenues from the rentals for the building.

(Note: The City Treasurer reports that the rental income for 222 and 224 Princess Street as at August 31, 1978, amounts to $8,150.)

8. That as recommended by the Clerk-Comptroller, the following work be carried out in the basement at 19 Queen Street by employees of the Parks & Recreation Department:

a) Place flooring and partitions.

b) Repair any electrical deficiencies.

c) Straighten files, so that files may be properly protected from dampness, it being noted that this area will be available for storage to City employees only;

and further that the following budget transfer be approved:

	Increase	Decrease
CITY PROPERTY		
Account 3218 - 19 Queen Street	$500.	-
FINANCE - CONTINGENCIES	-	$500.

9. That List of Accounts No. 9, dated September 1978 in the amount of $4,175,485.12 for expenditures incurred under proper authorization be approved.

(Note: Copy of List distributed at the meeting of the Finance Committee on October 4, 1978 and to the other members of Council with the Council Agenda).

10. WHEREAS at the meeting of City Council held on July 24, 1978, Council approved Development Control Application #71-78, Paron Construction Limited, subject to certain conditions which included the following condition:

> "and subject also to clarification by the City Solicitor of the zone line and the property line";

AND WHEREAS the opinion of the City Solicitor has now been received and the matter has been referred to the Finance Committee for a final recommendation to Council as to whether or not the City feels that this fulfils this condition of Development Control;

THEREFORE BE IT RESOLVED that the City Solicitor's Opinion be endorsed and that Council go on record that the condition regarding clarification of the zone line and property line has been met.

11. WHEREAS under date of July 24, 1969, a lease was entered into between the Kingston Yacht Club and Her Majesty the Queen for a period expiring on October 31, 1978 for the following land:

> "All and singular that certain parcel of tract of land and land covered by the waters of the Kingston Harbour situate, lying and being at the foot of Maitland Street, in the City of Kingston and Province of Ontario; the said land comprising an area of eighty-one thousand five hundred (81,500) square feet more-or-less, and being more particularly shown outlined in red on Drawing No. H-1306, dated September 9, 1968, thereto annexed,"

AND WHEREAS the City has provided for public access to the water from Maitland Street both in an agreement between the City of Kingston and the Kingston Yacht Club dated November 25, 1963 and by By-Law No. 8995 being a zoning by-law amendment for the Kingston Yacht Club;

AND WHEREAS public access to the waterfront is a City policy as set out in the City's official plan;

THEREFORE BE IT RESOLVED that, as recommended by the City Solicitor, the City seek a greater degree of conformity in the provisions of the lease between the Federal Government and the Kingston Yacth Club by making representations to the Federal Government to ensure that some degree of public access is provided for in any lease which is entered into between the Federal Government and the Kingston Yacht Club in order to recognize the City's riparian rights which have existed for many years and to satisfy the City's policies and agreements.

12. WHEREAS inasmuch as the citizens of Kingston have contributed to a campaign to raise funds for necessary renovations to the Grand Theatre and the Board of Management for the Grand Theatre has spent considerable time and effort in planning the renovations to the Grand Theatre;

AND WHEREAS the members of Council have supported the proposed renovations by allocating certain monies both for the actual renovations and the acquisition of the property;

AND WHEREAS the tender received from Emmons & Mitchell Limited in the amount of $835,545. was the only tender received;

AND WHEREAS negotiations were conducted between the Architect and the Contractor to reduce the tender amount to within the monies available;

AND WHEREAS following said negotiations it is recommended by the Board of Management for the Grand Theatre that the tender of Emmons & Mitchell Limited in the revised amount of $616,802.32 be accepted;

AND WHEREAS the local representative of the Ministry of Culture and Recreation has agreed to recommend to the Toronto Office that the application of the Board of Management for the Grand Theatre for Wintario monies be approved;

AND WHEREAS the tender price of $616,802.32 is firm until October 10, 1978;

THEREFORE BE IT RESOLVED that subject to the approval of the Toronto office of the Ministry of Culture and Recreation, the tender for the renovations to the Grand Theatre be awarded to Emmons & Mitchell Limited in the reduced amount of $616,802.32;

and further:

that the following financing be approved:

Expenditures

Building Acquisition (eligible portion for Wintario Grant)	$121,462.
Construction Contract	616,802.
Furnishings	10,000.
Architects Fees	93,703.
Accoustical Study	2,400.
	$844,367.

Revenue

Provincial Grant (received)	$ 61,289.
Wintario (portion not yet received)	369,642.
Donations and Interest (received)	165,245.
Donations - Twp. of Kingston & Twp. of Pittsburgh (rec'd)	7,000.
Donations - Pledged	2,200.
Anticipated Donations & Interest	17,376.
Contribution by City of Kingston (already committed)	221,615.
	$844,367.

and further:

if the Grand Theatre Board does not raise an additional $17,376. in donations, the City hereby agrees to finance the additional funds required in the amount of $52,128 from the Reserve for Uncollectible Taxes.

13. That it shall be the policy of the City of Kingston that owners requesting designation of their properties under the Ontario Heritage Act, 1974, in order to receive a heritage grant, be requested to pay for the cost of the advertising required to meet the Provincial Government requirements.

14. That, as recommended by the Transportation Committee, a By-Law be presented to Council to establish a parking lot on the south side of Queen Street between Bagot and Montreal Street being:

a) Westerly 47' 9" more-or-less or Lot 301, for the full depth of Lot 301, according to the original survey of the City of Kingston;

b) All of Lot 302 according to the original survey of the City of Kingston;

c) All of Lot 303 according to the original survey of the City of Kingston.

all as shown in red on the plan of the Traffic and Streets Department of the City of Kingston dated September 27, 1978, Number P-1-78 at a total estimated cost of $316, 188. and to provide for the issuing of debentures in the amount of $250,000. at the General Rate:

Total estimated cost	$316,188.
To be obtained in 1978 from the Meter Reserve Fund	66,188.
To be Debentured	250,000.

(Note: There are sufficient funds in the Capital Budget for this purpose).

- and further -

That a By-Law be presented to Council to:

A) Authorize the Corporation of the City of Kingston to apply to the Council of The Corporation of the City of Kingston in accordance with the provisions of The Expropriations Act, for approval to expropriate land required for a parking lot being:

a) Westerly 47' 9" more-or-less of Lot 301 for the full depth of Lot 301, according to the original survey of the City of Kingston.

b) All of Lot 302 according to the original survey of the City of Kingston.

c) All of Lot 303 according to the original survey of the City of Kingston.

all as shown in red on the plan of the Traffic and Streets Department of the City of Kingston, dated September 27, 1978, Number P-1-78.

- and -

B) Authorize the Clerk-Comptroller to sign "Application for Approval to Expropriate Land" (Form 1-Reg.285,R.S.O.1970) dated October 10, 1978 on behalf of The Corporation of the City of Kingston.

Respectfully Submitted,

CHAIRMAN

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 10 be given their First & Second Readings.

(B) That Rule No. 35 of By-Law 1 be suspended for the Purpose of Giving By-Laws 7 to 10 their Third Reading.

(C) That By-Laws 7 to 16 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law 24 "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act".(Clauses 2, 3, & 7, Report No. 101, 1978.)

(FIRST & SECOND READINGS) (PROPOSED NO. 9352)
Clauses 2, 3 & 7, Report No. 101, 1978

(2) A By-Law to Amend By-Law 24 "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clause 6, Report No. 101).

(FIRST & SECOND READINGS) (PROPOSED NO. 9353)
Clause 6, Report No. 101, 1978

(Note: Ministry of Transportation & Communications Approval required).

(3) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks & Recreational Facilities of The Corporation". (Revise Schedule "E").

(FIRST & SECOND READINGS) (PROPOSED NO. 9354)
Clause 3, Report No. 102, 1978

(4) A By-Law to Amend By-Law No. 7080, "A By-Law Respecting the Fire Department". (Personnel Related Matters).

(FIRST & SECOND READINGS) (PROPOSED NO. 9355)
Clause 2, Report No. 104, 1978

(5) A By-Law to Designate a Redevelopment Area Under Section 22(2) of The Planning Act, R.S.O., 1970. (Generally North and West of the Cataraqui/St. Lawrence Wards N.I.P. Area).

(FIRST & SECOND READINGS) (PROPOSED NO. 9356)
Clause 4, Report No. 105, 1978

(6) A By-Law to Establish a Parking Lot on the South Side of Queen Street between Bagot and Montreal Streets at a Total Estimated Cost of $316,188 and to Provide for the Borrowing Upon Debentures of the Amount of $250,000 at the General Rate.

(FIRST & SECOND READINGS) (PROPOSED NO. 9357)
Clause 14, Report No. 106, 1978

BY-LAWS (Cont'd)

(7) A By-Law to Authorize the Corporation of the City of Kingston to apply to the Council of the Corporation of the City of Kingston for approval to Expropriate the Lands Lying on the South Side of Queen Street between Bagot and Montreal Street.

(THREE READINGS) (PROPOSED NO. 9358)
Clause 14, Report No. 106, 1978.

(8) A By-Law to Designate the Property Known Municipally as 29 Baiden Street as Being of Architectural and Historical Value or Interest.

(THREE READINGS) (PROPOSED NO. 9359)
Clause 13, Report No. 89, 1977
Clause 5, Report No. 72, 1978

(9) A By-Law to Designate Certain Property Within the Municipality to be of Historical and Architectural Value or Interest.

(THREE READINGS) (PROPOSED NO. 9360)
Clause 13, Report No. 89, 1977
Clause 5, Report No. 72, 1978
Clause 5, Report No. 83, 1978

(10) A By-Law to Confirm the Proceedings Of Council at Its Meeting Held October 10, 1978.

(THREE READINGS) (PROPOSED NO. 9361)
City Council Meeting No. 24, 1978

(11) A By-Law to Amend By-Law No. 9294, "A By-Law to Authorize the Construction of a 40' Wide Asphalt Pavement in Queen Mary Road from Bath Road Northerly 180', Incorporating the Existing Pavement in the Work Including Curb, Gutter and Boulevard, Under the Provisions of Section 7 of the Local Improvement Act (Petition)". (Increase Costs).

(THIRD READING) (PROPOSED NO. 9333)
Clause 8, Report No. 92, 1978

(12) A By-Law to Amend By-Law No. 9250, "A By-Law to Authorize the Construction of a 26 ft. Wide Asphalt Pavement with Curbs, Gutters, Boulevards and Turning Circle on Algonquin Terrace from Champlain Avenue Southerly to the End of the Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)". (Increase Costs).

(THIRD READING) (PROPOSED NO. 9334)
Clause 9, Report No. 92, 1978

(13) A By-Law to Amend By-Law No. 7080, "A By-Law Respecting the Fire Department, 1971" (Probationary Period).

(THIRD READING) (PROPOSED NO. 9339)
Clause 1, Report No. 95, 1978

(14) A By-Law to Establish Policies Concerning Local Improvements.

(THIRD READING) (PROPOSED NO. 9341)
Clause 3, Report No. 97, 1978

BY-LAWS (Cont'd)

(15) A By-Law to Amend By-Law No. 2616, "A By-Law to Provide for Regulations Concerning Local Improvement Petitions" (Delete Works Initiated Under Section 12 of The Local Improvement Act).

(THIRD READING) (PROPOSED NO. 9342)
Clause 3, Report No. 97, 1978

(16) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.76 Hectare Parcel of Land Located on the West Side of Ontario Street North of West Street and on the East Side of King Street Between West and Lower Union Streets from Zones A (One and Two Family) Residential, B (Three to Six Family Dwelling), B.158 (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential).

(THIRD READING) (PROPOSED NO. 9343)
Clause 1, Report No. 99, 1978

TABLING OF DOCUMENTS

Form 1 - Application for Approval to Expropriate Land, dated October 10, 1978.

MOTIONS

OCT 26 1978

CITY COUNCIL MEETING NO. 24

Local Govt.

The Regular Meeting of City Council was held in the Council Chamber, City Hall, on Tuesday, October 10, 1978 at 8:05 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

PRESENTATIONS

Awards for Honourable Achievement were presented to the following persons:

Thomas Boyd
Samuel George Laverty
Emelia Neuberger

TABLING OF DOCUMENTS

Council consented to the Tabling of a copy of a publication entitled "The Market Square, Kingston - A Heritage Conservation District Study", prepared for the City of Kingston with the assistance of the Ontario Heritage Foundation and compiled by Lily Inglis, Architect, and Harold D. Kalman, Consultant in the History and Conservation of Architecture.

MINUTES

Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That the Minutes of City Council Meeting No. 22, held September 25, 1978, and the Minutes of City Council Meeting No. 23, held October 2, 1978, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 666-672.

Filed

(630) Copy of the International Reference Group on Great Lakes Pollution from Land Use Activities' publication entitled "Environmental Management Strategy for the Great Lakes System" for the International Joint Commission.

(631) From the Hon. Keith Norton, Minister of Community & Social Services, acknowledging receipt of the City's resolution regarding freedom of information and individual privacy as well as a resolution with regard to the Ontario Home Renewal Program.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(632) From the Ontario Economic Council with respect to a discussion paper entitled "Reforming Planning in Ontario - Strengthening the Municipal Role", written by Professor John Bossons. The report proposes increasing the responsibility of municipal governments in the planning of Ontario's towns and cities, while providing safeguards to increase the accountability of municipal governments for their decisions and protect the rights of citizens.

The release also includes suggested ready and selected quotations.

(633) From the Ministry of Intergovernmental Affairs, copy of remarks by George Ashe, MPP Durham West and Parliamentary Assistant to the Minister of Intergovernmental Affairs to the Association of Municipal Clerks and Treasurers on September 22, 1978. The discussion is on the new Municipal Elections Act.

(634) Minutes of Meeting No. 39 of the N.I.P. Citizens Committee Meeting held on Monday, September 11, 1978.

(Copy distributed to each member of Council.)

Which Had Been Referred to the Parks & Recreation Committee and the City of Kingston Planning Board

(635) From Mrs. Joyce Arbuckle, NIP Area Committee, expressing the disappointment of the NIP Area Committee members with respect to the holding of an auction sale at the Bargain Barn next to North Street Hill Park last September 16. The Committee has asked for answers to several questions with regard to change in use of the land, operation of a business on a Sunday and legal aspects of the matter.
(Copies have been distributed to members of Council).

Which Had Been Referred to the Community Services Committee

(636) From the City of Kitchener with regard to Bill 105, "An Act to Provide for the Licensing of Businesses by Municipalities", and requesting endorsation of their following resolution:

"That in response to Bill 105, An Act to Provide for the Licensing of Businesses by Municipalities, we would respectfully solicit the support of the Province respecting the following, namely:

1. *That Bill 105 contain provisions for the municipality to charge non-resident hawkers and pedlars licence fees substantially in excess of the fee which would apply to resident hawkers and pedlars.*

2. *That provisions be included therein whereby the municipality has the power to prohibit any business, operation. Bill 105 seems to extend the power to licence, regulate and govern a business but not to prohibit except where a licence is required and has not been obtained by the said business."*

(637) From the Ministry of the Solicitor General re 1978 Fire Prevention Week (October 8 to 14), and requesting the City's wholehearted support.

COMMUNICATIONS (Cont'd)

Referred to the City of Kingston Planning Board

(638) From the Sydenham Ward Tenants' And Ratepayers' Association registering complaints with respect to: addition to the property at 276 Victoria Street; and calculation of the plan dimensions submitted for 118 Collingwood Street and requesting the comments of the Building Standards Officer on these matters.

(639) From Mr. Jehuda Kaminer, Barrister & Solicitor, notifying that he has been retained by the residents of 11 Howard Crescent to act as their counsel with respect to Zoning By-Law Amendment No. 9324 and that he has been instructed to file their Notice of Objection to Approval of the said By-Law rezoning Van Herpt Motors property.

Which Had Been Referred to the Public Utilities Commission

(640) From the Hon. James Snow, Minister of Transportation, advising of the terms applicable to the municipal transit subsidy program for 1979.

Which Had Been Referred to the Community Services Committee

(641) From Mr. Eric W. Usherwood requesting clarification on the City's By-Law Enforcement procedures.

(Copies have been distributed to members of Council).

Which Had Been Referred to the Finance & Accounts Committee

(642) From the Association of Women Electors of Kingston Area notifying that at their September 7th meeting the following resolution was passed, and that their previously submitted letter did not reflect the intent of the motion:

"That a letter be sent to City Council asking for clarification of the rules for attendance (at meetings of City Council and Committees, Boards and Commissions) and for information as to the legal position for removing aldermen from committees for which they do not attend meetings."

Filed

(643) From the Canadian Cystic Fibrosis Foundation extending an invitation to Members of Council to attend their Education Night at the Kingston Public Library, at 8 p.m. on Wednesday, October 18, 1978.

(Copies have been distributed to members of Council).

(644) Minutes of the Public Utilities Commission's meeting No. 22 held on September 18, 1978.

(Copies have been distributed to members of Council).

(645) From the Ministry of Intergovernmental Affairs, enclosing a guide on Metric Conversion and notifying that additional copies are available at a cost of $1.50 per copy from the Publications Centre, Toronto.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(646) From the Ministry of Treasury, Economics and Intergovernmental Affairs, copies of "Background" Nos. 78/36 including an article entitled "Labour Relations, Components of a Collective Agreement" and 78/37.

(Copies have been distributed to members of Council).

Referred to the City of Kingston Planning Board

(647) From Mrs. Florence Keyes, objecting to the approval of By-Law No. 9324, "A By-Law to Rezone 0.08 Hectare Parcel of Land Located on the West Side of Portsmouth Avenue, South of Princess Street from C2 (Arterial) Commercial to C2.159 (Arterial) Commercial" as it will lower the value of her property at 15 Howard Crescent, and notifying that she will appear at the Ontario Municipal Board Hearing.

Referred to the Transportation Committee

(648) From the Public Utilities Commission, requesting approval for the relocation of two bus stops on Division Street and enclosing drawings in this connection.

Filed

(649) Minutes of the Executive Committee of The Cataraqui Region Conservation Authority meeting held on September 20, 1978.

(650) From the Bureau of Municipal Research, copy of their publication "The Bottomline".

(651) Minutes of a meeting of the Kingston, Frontenac and Lennox and Addington Health Unit Board, held on October 3, 1978.

(Note: Copies have been distributed to all members of Council).

(652) From Ms. Lynn Haver, Clerk V, notifying that the Housing Subcommittee has invited the Housing Authority to attend its next meeting at which time the Municipal Housing Statement and other items concerning the Housing Authority and the City's Housing Policy in general can be discussed. All members of Council are invited to attend this meeting on Thursday, October 19 at 7:30 p.m. at City Hall.

(653) From the Ministry of Housing enclosing a cheque for $52,612.64 representing the second accountable advance on the City's 1978-79 per capita provincial grant under the Ontario Home Renewal Program.

(654) From the Ministry of Transportation and Communications acknowledging receipt of the City's interim request for subsidy payment for public transit assistance, and attaching a copy of their calculation of the subsidy payable which amounts to $241,398.75 for operating assistance.

COMMUNICATIONS (Cont'd)

Referred to the City of Kingston Planning Board

(655) Copy of a letter from the Waterfront Users Association to Arcom Developments with respect to the Ministry of Environment report on the Davis Tannery Site. The Association suggests that Arcom discuss with officials of the City how the issued raised by the Association might best be aired and reconciled. It appears that Arcom Developments had indicated to the Association that they might participate in planning for the public access to the waterfront, but the Association feel it would be more beneficial if this is done in a more community-wide setting.

Referred to the Public Works Committee and the Parks & Recreation Committee

(656) From the Industrial Accident Prevention Association Ontario, advising of their collective progress towards the reduction of compensable injury claims in 1978.

Referred to the Transportatation Committee

(657) From the Minister of Transport, The Hon. Otto Lang, with regard to the City's application for financial assistance for the reconstruction of runway 06-24 and the construction of a new passenger operations building at Norman Rogers Airport.

Due to the recent government decision to effect major reductions in spending, the Airports Capital Assistance Program has been terminated and the Minister is unable to approve the projects requested by the City.

Referred to the Community Services Committee

(658) From The Ontario Federation for the Physically Handicapped enclosing a complimentary copy of the Reporter which is their quarterly newsletter, together with a notice of their coming 7th annual general meeting and conference on Monday, October 23, 1978 at the Hotel Triumph in Toronto with the main theme to be "Affirmative Action: Public Education".

(659) From the Kingston & District Social Planning Council, copy of a letter to Ald. Gerretsen submitting comments on Prof. Kumagai's report "Services for Senior Citizens in Kingston".

(660) From the Victorian Order of Nurses submitting their comments on the study and recommendations of the School of Urban and Regional Planning concerning services for senior citizens in Kingston.

Filed

(661) From the Kingston Professional Fire Fighters Association confirming that the Executive Committee of Local 498 IAFF has endorsed the amendments to By-Law 7080.

COMMUNICATIONS (Cont'd)

Referred to the City of Kingston Planning Board

(662) From Ms. Barbara Bradfield of the Little Cataraqui Environment Association notifying that Dr. Jack Vallentyne, a senior research scientist at the Centre for Canadian Inland Waters, Burlington, Ontario will be the guest speaker at a meeting at Queen's University on Thursday, October 19, 1978. His topic will be "Benefits of an Ecological Approach to Planning for the Restoration of the Great Lakes". He will be relating the topic to the Kingston Area.

Which Had Been Referred to the Public Works Committee

(663) From the International Joint Commission, International Reference Group on Great Lakes Pollution from Land Use Activities notifying that PLUARG will be holding an information meeting on October 26, 1978, at the Kingston Public Library at 7:30 p.m.

Referred to the Public Works Committee

(664) From the Ontario Good Roads Association notifying that their 1979 Convention will be held at the Royal York Hotel, Toronto from Monday, February 26 to Wednesday, February 28, 1979 inclusive. A hotel reservation form, together with hotel rates schedule are enclosed with the letter.

Which Had Been Referred to the Committee-of-the-Whole with an Am-Amendment to include the Rideaucrest Home Management Committee as a Committee to be Retained

(665) From the Special Committee to Review the Role of the Office of the Clerk-Comptroller, notifying of the proposed set up of committees within the new organization of the City of Kingston.

Referred to the Finance & Accounts Committee

(666) From The Liquor Licence Board of Ontario notifying that they have received an application for Additional Dining Lounge Facilities in respect of the Holiday Inn Hotel, 1 Princess Street. The purpose of the Notice is to enable Council, if they so desire, to make representation to the Board concerning the application.

Referred to the City of Kingston Planning Board

(667) From the Cataraqui Region Conservation Authority requesting approval of renewal of a fill permit for Irving Rosen (In Trust) and enclosing the application and plan showing the limits of the approved fill site on the north side of Counter Street.

(668) From the Ministry of Housing notifying that draft approval for a final plan for registration of a subdivision on Lots 2, 5, 6, 7, Registered Plan No. 68 expires on December 22, 1978 and if an extension of the draft approval is required the Ministry would appreciate a letter from the City concurring with any extension period requested.

(Note: The Original letter is to Minden, Gross, Grafstein and Greenstein, Barristers & Solicitors for Terraceview Holdings Limited).

COMMUNICATIONS (Cont'd)

Filed

(669) From Flora MacDonald, M.P., acknowledging receipt of the City's endorsation of the City of Windsor's resolution regarding extension of sales tax reductions and notifying that she supports this resolution.

Referred to the Community Services Committee

(670) A further letter from Mr. Eric W. Usherwood on the City's By-Law Enforcement procedures.

(Copies were distributed to members of Council).

Filed

(671) From the Deputy City Clerk notifying of the number of electors in the City of Kingston listed in the 1978 Preliminary List of Electors, with comparative figures for 1976, as follows:

WARD	1978 No. Public School Electors	No. Separate School Electors	*Total No. Electors*	1976 No. Public School Electors	No. Separate School Electors	*Total No. Electors*
1(Sydenham)	8,005	657	*8,662*	7,390	660	*8,050*
2(Ontario)	4,733	1,071	*5,804*	4,793	1,032	*5,825*
3(St.Lawrence)	3,584	1,172	*4,756*	3,188	1,141	*4,329*
4(Cataraqui)	5,352	1,582	*6,934*	4,971	1,415	*6,386*
5(Frontenac)	4,672	1,179	*5,851*	4,699	1,183	*5,882*
6(Rideau)	5,901	1,383	*7,284*	5,595	1,330	*6,925*
7(Victoria)	6,913	1,270	*8,183*	7,202	1,160	*8,362*
TOTAL:	39,160	8,314	*47,474*	37,838	7,921	*45,759*

(Copy Distributed to Each Member of Council)

Referred to the Committee-of-the-Whole

(672) From Mr. J.B. Sampson, notifying that he is disturbed by the recent reports of the transformation and disruption of the present committee system in the City of Kingston.

PETITIONS

A petition was presented by Ald. Matthews containing 1,500 signatures requesting that all increases to servants of the residents of the City of Kingston who make $18,000 per year and over shall be excluded from any fringe benefits and all further increases to be held at 4%.

(Referred to Finance & Accounts Committee, Public Utilities Commission, Frontenac County Board of Education and Frontenac, Lennox & Addington County Roman Catholic Separate School Board).

REPORTS

Ald. Tarnowecky presented Report No. 101 of the Transportation Committee as follows:

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 101 of the Transportation Committee be received and adopted clause by clause.

REPORTS (Cont'd)

Report No. 101 - Transportation Committee (Cont'd)

REPORT NO. 101

To the Mayor and Aldermen: September 27th, 1978.

The Transportation Committee reports and recommends as follows:

1. That a parking area be established for use by City Hall elected officials on the C.N. right-of-way on the Crawford Wharf, which was recently acquired by the City of Kingston.

CARRIED

2. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide for prohibition of parking next to the entrances to North Hill Street Park on Montreal Street and on Sydenham Street.

REFERRED BACK TO TRANSPORTATION COMMITTEE
(See following Motion of Referral)

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Clause 2, Report No. 101 be referred back to the Transportation Committee for clarification.

CARRIED

3. That a by-law be presented to Council to amend By-law 24 (Traffic) to remove the "Yield Right-of-Way" sign on Brock Street at the northbound channelized lane leading to Sir John A. Macdonald Blvd.

NOTE: A "Merge" sign will be erected in its place.

CARRIED

4. That, notwithstanding the provisions of By-law 10, approval be given to the installation of a three-foot high fence at the northwest corner of Mowat Avenue and Baiden Street.

NOTE: The by-law permits a 2½ foot high fence. The grade of Baiden Street is slightly higher than Mowat Avenue and the visibility intended under the by-law will be retained.

CARRIED

REPORTS (Cont'd)

Report No. 101 - Transportation Committee (Cont'd)

5. That the Kingston Coalition for Full Employment be permitted to conduct a parade on Saturday, October 14th, 1978, commencing at 12 Noon.

NOTE: The parade will commence on Bagot Street between Queen and Princess Streets, east on Princess to Ontario Street, and south on Ontario Street to Confederation Park.

CARRIED

6. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that the following be added to Section 10(b) (Bus Stops):

Sir John A. Macdonald Blvd. E/S at Bath Road	- from 295' north of Bath Rd. 80 feet northerly,

And further, that the following be deleted from By-law 24 (Traffic), Section 10(b):

Sir John A. Macdonald Blvd. E/S at Bath Rd.	- 100 feet from Bath Rd. northerly (By-law 4865-1965)

CARRIED

7. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that the following be added to Section 10(b) (Bus Stops):

Division Street W/S at Elliot Avenue	- from 230 feet south of Elliot Ave. 60 feet southerly,

And further, that the following be deleted from By-law 24, (Traffic), Section 10(b):

Division Street W/S opposite Elliot Ave.	- 80 feet (By-law 4865-1965)

CARRIED

Respectfully Submitted,

(Signed) *V. Tarnowecky* (Chairman)
T.D. French
G. Allmark,
John Clements,
G. Webb

* * *

Ald. Gorham presented Report No. 102 of the Parks & Recreation Committee as follows:

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 102 of the Parks & Recreation Committee be received and adopted clause by clause.

REPORTS (Cont'd)

Report No. 102 - Parks & Recreation (Cont'd)

REPORT NO. 102

SEPTEMBER 28/78.

To the Mayor and Members of Council:

The Parks & Recreation Committee reports and recommends as follows:

1. That the account of W. H. Reynolds (Cambridge) Ltd. be paid, in the amount of $1,116.96, for the supply of six new design picnic tables.

CARRIED

Ald. Timmins declared a conflict of interest in Clause 2 since he is a relative of Mr. F.G. Edwards.

2. That the account of F. G. Edwards Real Estate be paid, in the amount of $1,223.75, for rental commission fee for rental of space at Portsmouth Olympic Harbour, it being noted that there are sufficient monies in the budget for payment.

CARRIED
(Ald. Timmins Abstained)

3. That Schedule "E" to By-Law No. 19 - A By-Law to Provide for the Regulation Use of Parks & Recreational Facilities of the Corporation - be rescinded and the following new Schedule "E" be substituted therefore:-

SCHEDULE "E"

TENT AND TRAILER RATES AT
LAKE ONTARIO PARK

Facility	Daily	Weekly
Camp Site	$5.00	$30.00
Camp Site (water & power)	6.25	37.50
Camp Site (water, power & sewer)	7.00	42.00

NOTE: Reservations are not taken in advance. Visitors are permitted to remain in the park for a maximum of 14 days on only one occasion during any one season.

CARRIED

Respectfully Submitted,

(Signed) *M.B. Gorham* (Chairman)
Grant Timmins
John Clements
T.D. French
G. Webb

* * *

REPORTS (Cont'd)

Ald. Breen presented Report No. 103 of the Public Works Committee as follows:

Moved by Ald. Breen,
Seconded by Ald. McArthur,

That Report No. 103 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 103

To the Mayor and Aldermen: October 2nd, 1978.

The Public Works Committee recommends as follows:

1. That the Province of Ontario be petitioned for an interim payment of subsidy on expenditures made on roads during the period January 1, 1978 to September 30, 1978 in the amount of $365,517.00 for construction and $1,382,273.00 for maintenance for a total expenditure of $1,747.790.00, this being the amount on which 50% subsidy will be paid.

CARRIED

Ald. Clements withdrew at 8:47 p.m.

Ald. Timmins declared a conflict of interest in Clause 2 as he is a shareholder of the applicant corporation.

2. That notwithstanding the provisions of By-law No. 14 - A By-law Relating to Sewers and Drains - a connection of roof drainage from the Alcan Credit Union building at 850 Princess Street to the existing combined system in Princess Street be permitted.

CARRIED
(Ald. Timmins Abstained)

Respectfully Submitted,

(Signed) *B.E. Breen* (Chairman)
Neil McArthur
G. Allmark
J. Hawkins
K.W. Matthews

* * * *

REPORTS (Cont'd)

Ald. Gerretsen presented Report No. 104 of the Community Services Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Report No. 104 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 104

September 28, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

Ald. Clements returned at 8:55 p.m.

1. That an Agreement be entered into as of 1st January,1979 with the Dominion Electric Protection Company for the installation of a fire protection panel at the Brock Street Fire Station which shall include the following conditions:

a) that the Company may charge each approved subscriber for each connection of which the City shall receive $25.00 per annum for supervision of the panel board; such charge shall be adjusted by the same percentage change as the change in the Consumer Price Index of Statistics Canada each year;

b) that institutions, firms and companies connected to the present system at the Brock Street Fire Station shall be deemed to be approved subscribers; future connections of institutions shall be approved by the Fire Chief;

c) that the agreement shall continue for one year from January 1, 1979 and thereafter from year to year, provided that either party may at any time after the first year terminate it on one year's notice in writing to the other party.

CARRIED

2. WHEREAS it is deemed desirable to change the current system of officer development within the Fire Department of the City of Kingston; and

WHEREAS, after discussion with all parties concerned the Fire Chief has recommended that the Officer Development Program be amended;

THEREFORE BE IT RESOLVED that By-Law No. 7080, 'A By-Law Respecting the Fire Department', be amended as follows:

REPORTS (Cont'd)

Report No. 104 - Community Services (Cont'd)

2. (Cont'd)

a) by deleting Clause 4 and substituting therefor:

"4. In addition to the Chief of the Department, the Department personnel shall consist of the Deputy Chief; an Assistant Chief (Training Officer); four Assistant Deputy Chiefs; twelve Captains including Probationary Captains (Fire Operations Division); one Captain of Fire Prevention, two inspectors, and such members as from time to time may be deemed necessary by Council."

b) by adding the following to Clause 44(c);

"Examinations referred to above shall be conducted every two years forming an eligibility list for potential officers. When vacancies occur the remainder of the promotional procedures shall be conducted for each candidate."

so that it reads:

"44(c) All candidates shall be given a written examination to test their knowledge of fire fighting techniques and of necessary background information. Examinations referred to above shall be conducted every two years forming an eligibility list for potential officers. When vacancies occur the remainder of the promotional procedures shall be conducted for each candidate."

CARRIED

3. That no action be taken on the following resolution of the City of Welland:

"THAT whereas Part Nine of The Ontario Building Code requires the installation of a products of combustion detector or detectors in buildings containing a residential occupancy; and

WHEREAS Part Nine only refers to buildings with less than 6,000 sq. ft. in building area, or three (3) storeys or less in building height; and

WHEREAS Part Three of The Ontario Building Code which deals in part with residential buildings exceeding 6,000 sq. ft. in building area or exceeding three (3) storeys in building height, does not contain a similar requirement for the installation of products of combustion detectors;

NOW THEREFORE BE IT RESOLVED that Welland City Council hereby respectfully petitions the Ministry of Consumer and Commercial Relations to have The Ontario Building Code amended to require installation of products of combustion detectors in all dwelling units including apartments in all apartment buildings, regardless of the building height or the number of suites contained therein."

REPORTS (Cont'd)

Report No. 104 - Community Services (Cont'd)

3. (Cont'd)

(Note: It was the Committee's view, after receiving the advice of the Fire Chief, that this resolution should await the production during 1979 of a new draft Fire Act. While the Committee agrees with the intent of the resolution, it feels it is premature).

CARRIED

4. That the following resolution of the City of Windsor be endorsed:

"WHEREAS The General Welfare Assistance Act and Regulations specify that a city or separated town will be subsidized for the cost of administration where such cost to the municipality exceeds that of the fiscal year ending on 31st day of December 1964;

WHEREAS those areas who have formed consolidated units such as in the case of regional government, did not exist for these purposes in 1964 and are not subject to the deduction of 1964 administration costs in calculating their current level of subsidy;

WHEREAS the Province has not announced a policy to encourage organized areas to consolidate on the basis of a higher subsidy level on administrative costs incurred in public assistance programs;

WHEREAS in the City of Windsor such costs amount to $92,768 annually;

THEREFORE BE IT RESOLVED that this Council endorse the concept that administration costs under The General Welfare Assistance Act be subsidized in a manner that is consistent across the Province for all organized areas who administer the legislation and that those areas currently required to deduct the 1964 base year administration costs in calculating their current subsidy be relieved of this requirement effective the earliest possible date."

CARRIED

Respectfully Submitted

(Signed) J.P. Gerretsen (Chairman)
K.W. Matthews
John Clements
Neil McArthur
Lois E. Miller

* * *

Ald. Mackenzie presented Report No. 105 of the City of Kingston Planning Board as follows:

Council consented to the deletion of Subsection (g) in Clause 7 which read as follows:

REPORTS (Cont'd)

Report No. 105 - Planning Board (Cont'd)

"g) that subject to the granting of a minor variance by the Committee of Adjustment, the requirements of Zoning By-Law No. 8499 to construct a 4½ foot high masonry wall along the side lot lines be replaced by a requirement that the lot boundaries be fenced in a manner which is satisfactory to the City and the abutting property owners."

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Report No. 105 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 105

October 3, 1978.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS a Zone Change Application has been made by solicitors representing the estate of Rebecca Cohen, with respect to property located at 643/647 King Street and 120/124 Yonge Street, to change the zoning designation from A5 (Residential) to C1 (Commercial); and

WHEREAS, at the passing of By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' such property was deemed to be a non-conforming commercial use in a residential zone; and

WHEREAS, because the property has remained vacant from April 18, 1977 until the present time, the non-conforming use is deemed to have lapsed and the property is, therefore, designated as Residential under Zoning By-Law No. 8499; and

WHEREAS it is the opinion of the Planning Board that the commercial use proposed for this property is unsuitable for this residential area;

THEREFORE BE IT RESOLVED that the Zone Change Application made on behalf of the Estate of Rebecca Cohen be refused, without prejudice to a future application. (Alderman Hawkins opposed)

CARRIED

2. WHEREAS By-Law No. 9285, 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 1.43 Acre Parcel of Land Located at the North-West Corner of Division and Concession Streets from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial' was passed by Council on July 10, 1978; and

REPORTS (Cont'd)

Report No. 105 - Planning Board (Cont'd)

2. (Cont'd)

WHEREAS notification of the amending By-Law No. 9285 has been sent to affected property owners; and

WHEREAS further objections to the By-Law have been received; and

WHEREAS these objections have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9285 passed on July 10, 1978, Clause 1, Report No. 65, be reaffirmed.

CARRIED 12:3
(Ald. Hawkins, Ald. Matthews, Ald. McArthur O

3. WHEREAS the Development Agreement between the City of Kingston and Beaufort Realties (1964) Incorporated (Bath Road and Queen Mary Road) requires that the design and location details of all exterior signs be submitted for City approval;

THEREFORE BE IT RESOLVED that the plan prepared by Claude Neon Limited - Scale: ½" = 1'0" - September 1, 1978, be approved subject to removal of the 10w incandescent border lights.

(Note: This clause was referred back to the Board by Council for clarification of the legality of the original condition recommended by the Development Control Committee, that the blackline facial caricature be removed from the sign.)

CARRIED

4. WHEREAS as a concomitant of the Neighbourhood Improvement Program, the City has administered the Residential Rehabilitation Assistance Program which, since its inception in 1975, has enabled the rehabilitation of 366 dwelling units through the provision of $1,623,384 in RRAP loans; and

WHEREAS the Federal Government has announced that, with provincial concurrence, it will extend the Urban-RRAP program beyond NIP areas, this policy to take effect for the most part in 1979, but that municipalities with ongoing RRAP programs may use a portion (25 per cent) of their 1978 allocation in newly designated areas, to be referred to as Rehabilitation Areas; and

WHEREAS it is deemed desirable to extend the RRAP program in the City of Kingston beyond the boundaries of the NIP area; and

WHEREAS it is not anticipated that the 1978 allocation of $400,000.00 will be entirely required within the existing NIP-RRAP area;

THEREFORE BE IT RESOLVED that:

REPORTS (Cont'd)

Report No. 105 - Planning Board (Cont'd)

4. (Cont'd)

(1) A formal letter of application be submitted to CMHC requesting the extension of the RRAP program to the Rehabilitation Area, such letter to include the following information:

a) a map of the Rehabilitation Area (which is attached hereto as Appendix 'A');

b) a description of the boundaries of the Rehabilitation Area (which is attached hereto as Appendix 'B');

c) a strategy for the systematic enforcement of the maintenance and occupy by-law (Appendix 'C');

d) a brief narrative supplying statistical data about the area (Appendix 'D');

(2) That a By-Law be presented to Council under Section 22(2) of The Planning Act, R.S.O. 1970, to designate as a redevelopment area the following generally described area:

"The Residentially zoned area bounded on the east by Division Street, on the south by Princess Street, on the west by Macdonnell Street, on the north by Third Avenue, on the west by Alfred Street, on the north by Barbara Avenue and then between Division Street and the CNR right-of-way east of Rideau Street by an irregular boundary determined by the residential-industrial zone boundaries and on the south between the CNR right-of-way and Division Street by the north boundary of the designated Neighbourhood Improvement Area all of which is more particularly described in Appendices 'A' and 'B' attached hereto."

CARRIED

Ald. Hawkins withdrew at 9:35 p.m. and returned at 9:37 p.m.

5a) WHEREAS on September 12, 1977, Planning Board, upon the recommendation of the Local Architectural Conservation Advisory Committee, recommended that the following list of buildings be designated as buildings of historic or architectural value:

1) 2 Alwington Avenue

2) 56 Alwington Avenue

3) 74 Alwington Avenue

4) 77 Alwington Avenue

5) St. John's Anglican Church
51 Church Street

6) 73 Baiden Street

7) 51 Francis Street

8) Church of the Good Thief
743 King Street West

9) Presbytery, 743 King Street West

REPORTS (Cont'd)

Report No. 105 - Planning Board (Cont'd)

5a) (Cont'd)

10) Holiness Church, 716 King Street West

11) 738 King Street West

12) Newcourt, St. Lawrence College Grounds

13) 162 Mowat Avenue

14) Rectory, 176 Mowat Avenue

15) 579 Union Street

16) The Water Tower, Sir John A. Macdonald Boulevard

17) The Penitentiary Farm House, Sir John A. Macdonald Boulevard

18) The Coach House, 443 Union Street

19) Gardener's Building, 443 Union Street

20) Leahurst - Kingston Psychiatric Hospital Grounds

21) South Cottage - Kingston Psychiatric Hospital Grounds

22) Gazebo - Kingston Psychiatric Hospital Grounds

- and -

WHEREAS the City Solicitor has requested a resolution approving the reasons for designation;

THEREFORE BE IT RESOLVED THAT the foregoing list of buildings be designated as buildings of historic or architectural value for the reasons indicated on Schedule 'A' attached hereto.

(Note: The City Solicitor states that the City has the right to designate Crown properties, but the Crown can claim exemption from enforcement).

CARRIED

Ald. Tarnowecky withdrew at 9:40 p.m.

5b) WHEREAS on September 12, 1977, Planning Board, upon the recommendation of the Local Architectural Conservation Advisory Committee, recommended that the property known as 29 Baiden Street be designated as a building of historic or architectural value; and

WHEREAS the City Solicitor has requested a resolution approving the reasons for designation;

THEREFORE BE IT RESOLVED that 29 Baiden Street be designated as a building of architectural significance, for the following reason:

"29 BAIDEN STREET - of architectural significance.
This residence was built in the 1840s. The exterior has been restored to its original architectural features."

CARRIED

Ald. Timmins declared a conflict of interest in Clause 6 as he is an employee of the Corporation.

REPORTS (Cont'd)

Report No. 105 - Planning Board (Cont'd)

6. WHEREAS approval was given by Council in January, 1978 to allow construction of a laboratory office building for the Aluminum Company of Canada Limited; and

WHEREAS the owner has requested that revisions to fenestration and exterior panelling be allowed;

THEREFORE BE IT RESOLVED that, as recommended by the Development Control Committee, the January 1978 approval be amended to allow square cornered windows in place of round, and 1 foot wide exterior panels in place of 5 feet wide, as shown on Plan A-7 - Elevation - Scale: 1/8" = 1'0" - dated April 1978, prepared by Smith, Mill and Ross, Architects.

CARRIED
(Ald. Timmins Abstained)

7. That, as recommended by the Development Control Committee, plans submitted by Mr. Gaetano Romeo for a brick triplex at 54-56 Elm Street:

Plan #1 - Site Plan - Scale 1"=20' - December 22, 1977

Plan #2 - Elevations - Scale: ¼" = 1'0" September 7, 1978

be approved, subject to the owner entering into a development agreement which shall include the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that all parking and vehicular access routes shall be paved;

c) that the parking area shall be moved to the rear of the building to allow consolidation of the landscaped area directly abutting the rear of the residence;

d) that the water service be a minimum 1" diameter copper at the owner's cost and the electrical service shall be overhead from the overhead line on Elm Street, to Public Utilities Commission standards;

e) that due to the fact that the subject property is served only by combined sewers, any storm drain connection shall be at Council's discretion;

f) that a landscaping plan shall be submitted within three months after the date of approval by Council and implemented within one year of the issuance of the building permit.

CARRIED AS AMENDED

REPORTS (Cont'd)

Report No. 105 - Planning Board (Cont'd)

8. WHEREAS approval was given by Council in 1977 to plans for the development of eighteen townhouses on the south side of Newcourt Place subject to later submission of a landscaping plan for the site; and

WHEREAS a landscaping plan has been submitted and the Parks and Recreation Commissioner and the Development Control Committee have no objection to the plan;

THEREFORE BE IT RESOLVED that Plan Ls-1 - Landscaping - Scale: As shown - September, 1978, prepared by Emery Graphics for a townhouse development on the south side of Newcourt Place be approved.

CARRIED

Respectfully Submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Lois E. Miller
Grant Timmins

* * *

REASONS FOR DESIGNATION

2 ALWINGTON AVENUE - of architectural significance.
This house, built c.1875 on an important corner, belonged at one time to the Penitentiary Service. The large inset chimneys, regularly spaced large windows and hipped roof porch give distinction to this limestone dwelling.

56 ALWINGTON AVENUE - of architectural significance.
This charming cottage, built 1854-55 to the design of Sidney Scobell, is known as The Chimneys because of the unusual spiral stone chimneys on its broad hip roof. The large windows flank an entranceway with fanlight and side lights protected by a Regency style porch with fluted columns.

74 ALWINGTON AVENUE - of architectural significance.
This 1860 cottage has had a number of large additions but the important architectural features of the facade, the windows and doorway have been retained and the scale of this stuccoed dwelling is pleasing.

77 ALWINGTON AVENUE - of architectural significance.
This large late Victorian brick house is an excellent example of the non-symmetrical plan so popular in the later half of the nineteenth century. It is given added importance by its extensive landscaped grounds.

ST. JOHN'S ANGLICAN CHURCH - of historical and architectural significance. This Gothic style church built in 1849-50 to plans by William Coverdale, was supported in its early years by Kingston families who had large estates in the area.

73 BAIDEN STREET - of historical significance.
This limestone house built c.1869 is a typical village dwelling of the period with the verge boards adding a decorative touch to an otherwise simple residence.

51 FRANCIS STREET - of historical significance.
This two-storey limestone building is typical of the larger farm houses which once occupied the farm land north of Portsmouth Village. It is one of the few limestone houses in this area with bay windows.

THE CHURCH OF THE GOOD THIEF, 743 KING ST. WEST - of architectural and historic significance.
This church, although a mixture of styles, is the most dominant and most important visual aspect of Portsmouth. The limestone was quarried by prisoners and the church named after St. Dismas, the thief crucified with Christ. The large bell tower and the pattern of crosses on the sharply pitched roof are especially notable.

PRESBYTERY, 743 KING STREET WEST - of architectural significance.
This handsome late Victorian dwelling for the priest of the adjacent church is remarkable for the strong contrast of rough limestone against red brick. The variety of the irregular floor plan is accentuated by the contrasts in building materials and textures and by the horizontal string courses and the tall, thin chimneys.

HOLINESS CHURCH, 716 KING STREET WEST - of architectural and historic significance.
This 1855 stone church, built for the Wesleyan Methodists in a severe Gothic Revival form, is in marked contrast to the Church of the Good Thief across the street. Heavy glazing bars form crosses in the large windows on the east and west walls.

738 KING STREET WEST - of historical and architectural significance.
This 1842 cottage was built as a lodge for Rockwood House, the large country estate of John Solomon Cartwright. A typical Ontario cottage style it retains its original clapboard, eaves returns and door enframement.

NEWCOURT, ST. LAWRENCE COLLEGE GROUNDS - of architectural and historic significance.
Built in 1844 for Joseph and William Wilson, this is the only large Regency cottage with the original verandah left in Kingston. In 1890-93 it housed the Women's Medical College and then became the farm house for the Ontario Hospital farm.

162 MOWAT AVENUE - of historical and architectural significance.
This is believed to be the house built about 1816 by Oliver Thibeaudeau (Thibodo) and is referred to by older residents as the "French" house. The limestone cottage has excellent proportions and the windows and entranceway add to its charm.

RECTORY, 176 MOWAT AVENUE - of architectural and historic significance.
This large gracious Regency house was built in 1855 by the parish of St. John's Anglican Church for an Irish priest, the Rev. Francis W. Dobbs, brother of Mrs. Robert Cartwright.

579 UNION STREET - of historic significance.
This dignified limestone residence was probably built in the late 1830's and is typical of the first village houses built for large families and occupied by Penitentiary employees.
The simple symmetrical facade retains its six over six windows.

THE WATER TOWER - SIR JOHN A. MACDONALD BLVD. - of historic and architectural significance.
This five-storey high water tower displays beautifully ornate stonework and is a landmark in Kingston. Built for the Penitentiary it is now the property of Queen's University and is the only one of its kind in Ontario.

THE PENITENTIARY FARM HOUSE - SIR JOHN A. MACDONALD BLVD. - of architectural significance.
This dwelling, advertised as a new stone house in 1856, became the farm house for the Penitentiary. The irregular plan, very advanced for its time, is emphasized by the central, two-storey bay rising to a decorated gable. (NOTE THE DATE: NOT 1886 but 1856)

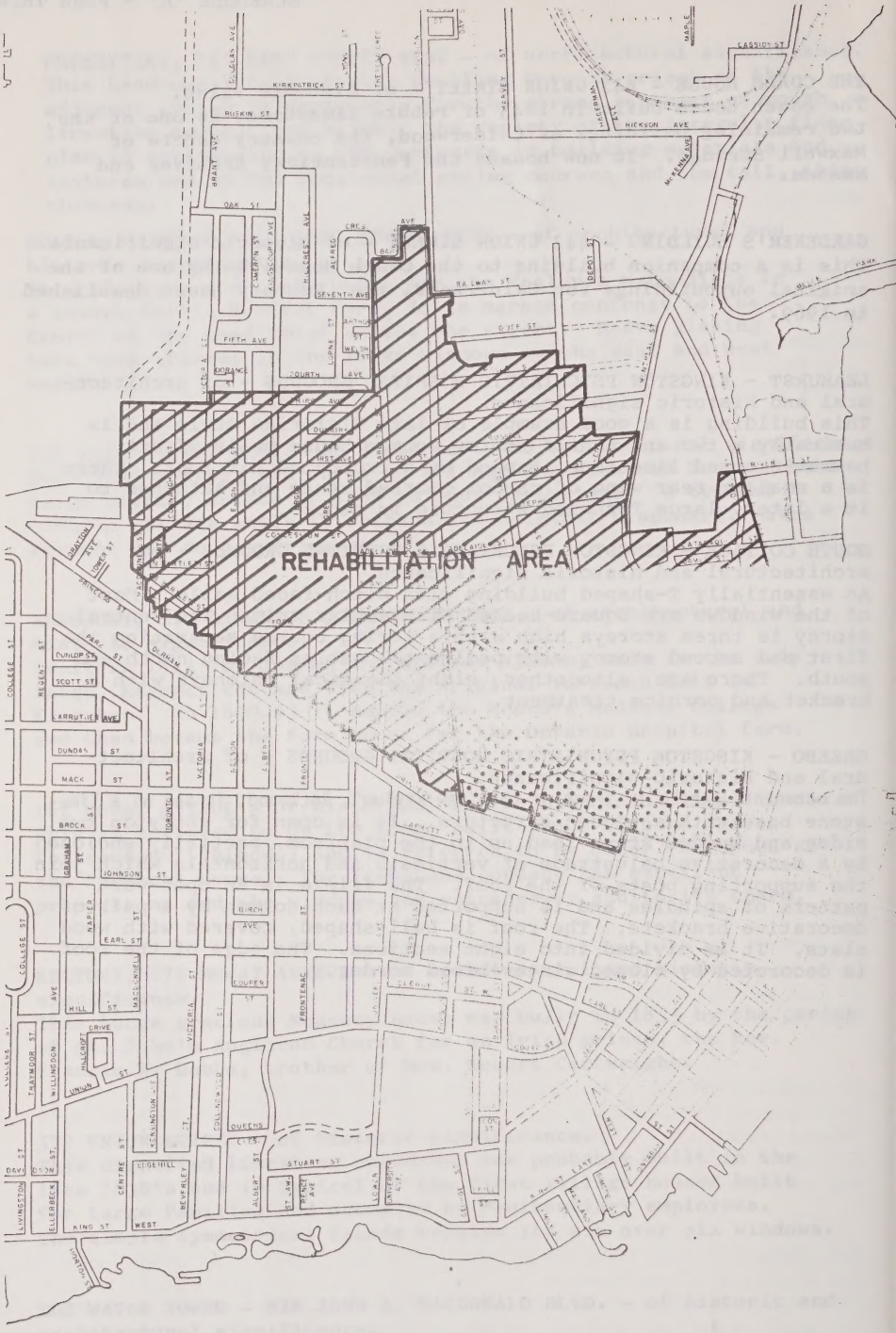
THE COACH HOUSE - 443 UNION STREET - of historic value.
The coach house built in 1845 of rubble limestone, is one of the two remaining buildings of Calderwood, the country estate of Maxwell Strange. It now houses the Penitentiary Archives and Museum.

GARDENER'S BUILDING - 443 UNION STREET - of historic significance.
This is a companion building to the Coach House, being one of the original outbuildings for Calderwood, the Regency house demolished in 1969.

LEAHURST - KINGSTON PSYCHIATRIC HOSPITAL GROUNDS - of architectural and historic significance.
This building is a good example of late Victorian style and is basically a two and a half storey square house built of cut, hammer-dressed limestone, topped by a truncated hif roof. There is a smaller rear wing of random coursed stone and attached to it a later, large T-shaped structure in stucco.

SOUTH COTTAGE - KINGSTON PSYCHIATRIC HOSPITAL GROUNDS - of architectural and historic significance.
An essentially T-shaped building with pitch-faced walls. Most of the windows are square-headed with ashlar trim. The central storey is three storeys high with a string course separating the first and second storey with pedimental gables facing north and south. There are, altogether, eight identical chimneys with a bracket and cornice treatment.

GAZEBO - KINGSTON PSYCHIATRIC HOSPITAL GROUNDS - of architectural and historic significance.
The octagonal gazebo in front of the "new asylum", Rockwood, is set on a limestone base with a wooden structure. It is open for entry on two sides and wooden steps lead up to the platfrom, partially enclosed by a decorative balustrade of verticals and horizontals which join the supporting posts of the roof. The frieze is an open-work pattern of spindles and is supported at each column by a pair of decorative brackets. The roof is bell-shaped, covered with wood slats. It is divided into eight sections. The edge of the roof is decorated by closed ginger-bread border.


REHABILITATION AREA
KIRKPATRICK ST
RUSKIN ST
OAK ST
SEVENTH AVE
FIFTH AVE
FOURTH AVE
RAILWAY ST
DEPOT ST
CASSIDY ST
HICKSON AVE
MCKENNA AVE
PRINCESS ST
PARK ST
DURHAM ST
DUNLOP ST
SCOTT ST
LARRUTHER AVE
DUNDAS ST
MACK ST
BROCK ST
JOHNSON ST
EARL ST
HILL ST
COUPER ST
FRONTENAC
VICTORIA
COLLEGE ST
REGENT ST
QUEENS
STUART ST
KING ST
WEST
CENTRE ST
BEVERLEY
LIVINGSTON
ELLERBECK
DAVIDSON
TRAYMOUR ST
WILLINGDON
UNION ST
HILLCROFT
DRIVE
MACDONELL
NAPIER
GRAHAM ST
BIRCH AVE
ALBERT ST
ALDER ST
LOWER
UNIVERSITY AVE
COLLINGWOOD
KENSINGTON
EDGEHILL
ST. JAMES
PRINCE AVE
KING ST EAST
CON ST
WATER
ONTARIO
MARYLAND
MARKET
CATARAQUI
RIVER ST
YORK
ADELAIDE ST
CONCESSION
QUEEN ST
GUY ST
WELLINGTON
WALSH
ARTHUR ST
LUPAN ST
ALFRED
CRES
AVE
SEVENTH AVE
HILLCREST AVE
CAMERON ST
KINGSCOURT AVE
GRANT AVE
DOUGLAS AVE
HARVEY ST
MAPLE
WATERMAN
MACDONALD BLVD.

R.R.A.P. REHABILITATION AREA

BOUNDARY DESCRIPTION

Commencing at the intersection of the west limit of Division Street with the rear lot lines of the properties facing onto Princess Street;

Thence westerly along the rear lot lines of the lots fronting onto Princess Street approximately 3,800 ft. to Macdonnell Street;

Thence northerly along the centre line of Macdonnell Street approximately 300 ft. to the centre line of South Bartlett Street;

Thence westerly along the centre line of South Bartlett Street approximately 130 ft. to the projection of the rear lot lines of the lots fronting onto Macdonnell Street;

Thence northerly along the rear lot lines of the lots fronting onto Macdonnell Street approximately 450 ft. to the centre line of Concession Street;

Thence westerly along the centre line of Concession Street approximately 60 ft. to the projection of the rear lot lines of the lots fronting onto Macdonnell Street;

Thence northerly along the rear lot lines fronting onto Macdonnell Street approximately 1,150 ft. to the westerly projection of the north limit of Third Avenue;

Thence easterly along the north limit of Third Avenue approximately 650 ft. to the centre line of Victoria Street;

Thence northerly along the centre line of Victoria Street approximately 120 ft. to the projection of the rear lot lines of the lots fronting onto Third Avenue;

Thence easterly along the rear lot lines of the lots fronting onto Third Avenue approximately 1,650 ft. to the centre line of Alfred Street;

Thence northerly along the centre line of Alfred Street approximately 1,350 ft. to the centre line of Barbara Avenue;

Thence easterly along the centre line of Barbara Avenue a distance of approximately 900 ft. to the centre line of Division Street;

Thence southerly along the centre line of Division Street approximately 700 ft. to the projection of the centre line of Railway Street;

Thence easterly along the centre line of Railway Street approximately 200 ft. to the projection of the rear lot lines of the lots fronting onto Division Street;

Thence southerly along the rear lot lines of the properties fronting onto Division Street approximately 500 ft. to the rear lot line of 155 Fraser Street;

Thence easterly along the rear lot lines of the properties fronting onto Fraser Street approximately 1,100 ft. to the centre line of Patrick Street;

Thence southerly along the centre line of Patrick Street approximately 200 ft. to the centre line of Fraser Street;

Thence easterly along the centre line of Fraser Street approximatley 280 ft. to the projection of the east boundary of the property at 54 Fraser Street;

Thence southerly along the east boundaries of 54 Fraser Street and 51 Joseph Street approximatley 350 ft. to the centre line of Joseph Street;

Thence westerly approximately 30 ft. along the centre line of Joseph Street to the projection of the east boundary of 54 Joseph Street;

Thence southerly along the east limit of 54 Joseph Street approximatley 170 ft. to the rear lot lines of the lots fronting onto Russell Street;

Thence easterly approximately 135 ft. along the rear lot lines of the properties fronting on Russell Street to the north east corner of 47 Russell Street;

Thence southerly along the east boundary of 47 Russell Street approximately 150 ft. to the centre line of Russell Street;

Thence easterly along the centre line of Russell Street approximately 400 ft. to the centre line of Montreal Street;

Thence southerly approximately 1,050 ft. along the centre line of Montreal Street to the south boundary of Megaffin Stadium;

Thence easterly along the south boundary of Megaffin Stadium approximately 400 ft. to the centre line of Bagot Street;

Thence easterly along the rear lot lines of the properties fronting onto Cataraqui Street approximately 350 ft. to the north west corner of 101 Cataraqui Street;

Thence northerly along the rear lot lines of the lots fronting onto Rideau Street approximately 565 ft. to the north boundary of 368 Rideau Street;

Thence easterly along the north boundary of 368 Rideau St. approximately 200 ft. to the centre line of Rideau Street;

Thence southerly along the west boundary of the Canadian National Railways Roadway approximately 1,100 ft. to the south east corner of 269 Rideau Street;

Thence westerly along the south boundary of 269 Rideau Street approximately 350 ft. to the centre line of Rideau Street;

Thence northerly along the centre line of Rideau Street approximately 100 ft. to the projection of the rear lot lines of the lots fronting onto Charles Street;

Thence westerly along the rear lot lines of the lots fronting onto Charles Street approximately 1,600 ft. to the centre line of Patrick Street (part of boundary of N.I.P. Area);

Thence southerly approximately 150 ft. along the centre line of Patrick Street to the projection of the rear lot lines of the lots fronting onto Quebec Street (N.I.P. Area boundary);

Thence westerly along the rear lot lines of the lots fronting onto Quebec Street approximately 1,350 ft. to the centre line of Division Street (N.I.P. Area boundary);

Thence southerly along the centre line of Division Street approximately 1,700 ft. to the point of commencement (N.I.P. Area boundary).

Enforcement of Maintenance and Occupancy By-Law

Enforcement of Maintenance and Occupancy standards in the Rehabilitation Area will be carried out as part of the normal administration of By-Law No. 8597 "The Property Standards By-Law" passed on October 27, 1975. The original by-law was passed in 1967 and replaced in 1975 in response to amendments to The Planning Act and extension of the by-law from residential to industrial and commercial properties. The by-law is administered by the Chief Building Inspector assisted by two full time Property Standards Enforcement Officers and a third part time officer who is assigned to the administration of the existing RRAP program and the OHRP program. An average of 285 cases a year were investigated over the last 3 years.

Description of the proposed 1978 Rehabilitation Area

Number of hectares -	142.4
Population as of September, 1977 -	6,650 ±
Total number of dwellings -	1,684
Total number of units -	3,374
Number of single family detached units -	1,123
Number of semi-detached dwellings -	345
------ number of units	690
Number of multiple dwellings (row & apts.)	216
------ number of units	1,561
Nunber of hostel/dormitory dwellings	8
------ number of persons accommodated	29
Number of units estimated to require rehabilitation	1500
1978 RRAP Allocation	$400,000.

The proposed Rehabilitation Area lies generally to the west and north of e NIP area. On the whole, the average age of buildings is somewhat less an buildings in the NIP area with the age decreasing to the west and north. wever, age alone is not necessarily an indication of condition and the ea includes many substandard dwellings erected just prior to their annexation the City in 1952.

Part of the area had been considered for inclusion in the NIP area but cept for the condition of housing, it did not appear to be eligible for P assistance. However, the condition of housing in the area has previously en a matter of concern. A report prepared by the Planning Department in 73 for Specific Area No. 5 (area north of Princess Street and west of vision Street roughly coinciding with the proposed Rehabilitation Area) vealed that 30% of the structures were more than 65 years old; that about were in less than fair condition, and that 45% of the total number of elling units were multiple family.

It had been hoped that the Ontario Home Renewal Program (OHRP) would of benefit to this area but the funds available have been inadequate d have had to be spread over the whole City excluding the NIP area. Also, RP funding for rental units has been suspended; thus for such units in e proposed Rehabilitation Area, only RRAP funds, which may be used for th owner-occupied and rental units, offer a chance for rehabilitation.

The boundaries recommended for the proposed Rehabilitation Area have been established on the basis of previous Planning Department studies, especially those of Specific Areas 4 and 5, and by a visual examination of dwelling structures street by street. The proposed Rehabilitation Area includes all of Specific Area 5 and all that part of Specific Area 4 not included in the NIP area, plus some fringe residential areas.

The visual survey of housing conditions indicates that there are about 1,500 units in need of some repair. At an estimated average cost of $7,000. each, loan funds in the amount of $10,500,000. would be required. However, it is believed that a considerable amount of rehabilitation would be done with private funding, consequently the need for RRAP funds would be much less. An estimate in this regard must necessarily be somewhat speculative and it is suggested that $3,000,000. or $600,000. annually over a five year period would constitute a realistic program.

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 106 of the Finance & Accounts Committee as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 106 of the Finance & Accounts Committee be received and adopted clause by clause.

Report No. 106

October 4, 1978.

To the Mayor and Aldermen:

The Finance & Accounts Committee reports and recommends as follows:

1. That, as recommended by the City Treasurer, that pursuant to Section 636a of The Municipal Act, R.S.O. 1970, as amended, the applications of the persons and firms listed on a schedule in the Clerk-Comptroller's office for cancellation or refund of commercial, residential or business taxes levied in 1978 in the total amount of $29,064.56, be approved.

   (Note: A copy of the schedule was distributed to the members of Council).

   CARRIED

2. That the 1978 Capital Budget be amended as follows:

	Increase	Decrease
GENERAL PROJECTS		
Major Roads		
- Widening Princess Street to 5 lanes - W. Sir John A. Macdonald Boulevard to City Limits	-	$ 50,000.
Airport		
- Passenger operations building	-	200,000.
- Reconstruction of runway	-	74,600.
LOCAL IMPROVEMENTS		
Storm Sewers		
- Elliot Avenue, Day to Hagerman	-	50,000.
- Street Lighting	-	6,000.
GENERAL PROJECTS		
Land Acquisition		
- Clyde Property	$380,600.	-
	$380,600.	$380,600.

And further that application be made to the Ontario Municipal Board for an increase in the Capital Budget Quota of $145,000. (from $2,509,169. to $2,654,169.)

REPORTS (Cont'd)

Report No. 106 - Finance & Accounts (Cont'd)

2. (Cont'd)

(Note: Total purchase price of Clyde Property *$1,000,000.*
Deposit 1978 budget *10,000.*

$ 990,000.

Payment on closing date to be included in 1979 budget *333,000*

To be placed in reserve funds to redeem the mortgage at the end of 5 years - 1979 budget amount *131,400.*

To be included in 1978 Capital Budget *$ 525,600.)*

CARRIED

3. WHEREAS the sum of $15,000. was approved by Council for the supply and installation of end marker strobe lights;

AND WHEREAS four tender submissions have been received ranging from $21,000. to $48,240;

THEREFORE BE IT RESOLVED that as recommended by the Transportation Committee, E.S. Fox Limited be awarded the contract covering the supply and installation of two sets of end marker strobe lights to be located at both ends of Runway 01R-19L, Norman Rogers Airport, for a tender price of $21,000. being the lowest tender received;

AND FURTHER that the following budget transfer be approved:

	Increase	Decrease
AIRPORT		
New Equipment	$6,000.	-
FINANCE CONTINGENCIES	-	$6,000.

(Note: It is understood that if surplus funds are available in the Airport accounts, said funds will be transferred to the New Equipment account to cover this amount.)

(Ald. Breen, Ald. Gorham Oppos

CARRIED

4. That, as recommended by the Kingston Public Library Board, the following accounts be approved for payment, it being noted that there are sufficient funds in the Construction Budget for this purpose:

a) Peter York
Doors to the Inter-Library Loan Cupboards $374.38

Application of finishing lacquer to the Inter-Library Loan Cupboards 35.00

b) Jet Signs Limited
"Holiday" Sign 20.97

c) Superior Glass & Glazing
for "Holiday" Sign 33.28

d) Hugh Fisher 20.00

REPORTS (Cont'd)

Report No. 106 - Finance & Accounts (Cont'd)

4. (Cont'd)

e) Mills Office Suppliers Limited

1 - No. 9320 armchair	115.00
7 - No. 220 armchairs	489.86
Provincial Sales Tax	24.19

(Note: These items were covered in "Extra Furniture and Equipment" on Sheet No. E 3(b)).

CARRIED

5. That, as recommended by the City Treasurer, the following budget transfer be approved:

	Increase	Decrease
REVENUE		
Land Sale (Kingston Lath & Plaster)	$ 40,000.	-
Highway Subsidy	96,127.	-
	$136,127	
EXPENDITURES		
Finance - Capital Expenditures (Funds left from money set aside for purchase of C.N.R. Right-of-Way)	-	$ 12,100.
Finance - Contingencies	$148,127.	-
	$136,127.	

CARRIED

6. That a grant of $500. be given towards the dinner celebrating the 10th Anniversary of the Gadabouts Senior Citizens Choir to be held on October 22, 1978.

And further that the following budget transfer be approved:

	Increase	Decrease
FINANCE & ACCOUNTS		
Grants	$500.	-
FINANCE - CONTINGENCIES	-	$500.

(Note: The Kingston District Chamber of Commerce is co-ordinating this dinner. It will be the last official function of the choir as they have decided to disband).

CARRIED

7. That Mr. Ken Lamb be authorized to renovate the third floor apartment at 222 Princess Street to rentable condition at a cost not to exceed $2,500. as a charge against the revenues from the rentals for the building.

(Note: The City Treasurer reports that the rental income for 222 and 224 Princess Street as at August 31, 1978, amounts to $8,150.)

CARRIED

REPORTS (cont'd)

Report No. 106 - Finance & Accounts (Cont'd)

8. That as recommended by the Clerk-Comptroller, the following work be carried out in the basement at 19 Queen Street by employees of the Parks & Recreation Department:

a) Place flooring and partitions.

b) Repair any electrical deficiencies.

c) Straighten files, so that files may be properly protected from dampness, it being noted that this area will be available for storage to City employees only;

and further that the following budget transfer be approved:

	Increase	Decrease
CITY PROPERTY		
Account 3218 - 19 Queen Street	$500.	-
FINANCE - CONTINGENCIES	-	$500.

CARRIED

Ald. French Abstained from voting in Clause 9 as he is President of the St. Lawrence Broadcasting Corp.

9. That List of Accounts No. 9, dated September 1978 in the amount of $4,175,485.12 for expenditures incurred under proper authorization be approved.

(Note: Copy of List distributed at the meeting of the Finance Committee on October 4, 1978 and to the other members of Council with the Council Agenda).

CARRIED
(Ald. French Abstained)

10. WHEREAS at the meeting of City Council held on July 24, 1978, Council approved Development Control Application #71-78, Paron Construction Limited, subject to certain conditions which included the following condition:

"and subject also to clarification by the City Solicitor of the zone line and the property line";

AND WHEREAS the opinion of the City Solicitor has now been received and the matter has been referred to the Finance Committee for a final recommendation to Council as to whether or not the City feels that this fulfils this condition of Development Control;

THEREFORE BE IT RESOLVED that the City Solicitor's Opinion be endorsed and that Council go on record that the condition regarding clarification of the zone line and property line has been met.

CARRIED
(Ald. Miller Opposed)

11. WHEREAS under date of July 24, 1969, a lease was entered into between the Kingston Yacht Club and Her Majesty the Queen for a period expiring on October 31, 1978 for the following land:

"All and singular that certain parcel of tract of land and land covered by the waters of the Kingston Harbour situate, lying and being at the foot of Maitland Street, in the City of Kingston and Province of Ontario; the said

REPORTS (Cont'd)

Report No. 106 - Finance & Accounts (Cont'd)

11. (Cont'd)

land comprising an area of eighty-one thousand five hundred (81,500) square feet more-or-less, and being more particularly shown outlined in red on Drawing No. H-1306, dated September 9, 1968, thereto annexed,"

AND WHEREAS the City has provided for public access to the water from Maitland Street both in an agreement between the City of Kingston and the Kingston Yacht Club dated November 25, 1963 and by By-Law No. 8995 being a zoning by-law amendment for the Kingston Yacht Club;

AND WHEREAS public access to the waterfront is a City policy as set out in the City's official plan;

THEREFORE BE IT RESOLVED that, as recommended by the City Solicitor, the City seek a greater degree of conformity in the provisions of the lease between the Federal Government and the Kingston Yacth Club by making representations to the Federal Government to ensure that some degree of public access is provided for in any lease which is entered into between the Federal Government and the Kingston Yacht Club in order to recognize the City's riparian rights which have existed for many years and to satisfy the City's policies and agreements.

CARRIED

12. WHEREAS inasmuch as the citizens of Kingston have contributed to a campaign to raise funds for necessary renovations to the Grand Theatre and the Board of Management for the Grand Theatre has spent considerable time and effort in planning the renovations to the Grand Theatre;

AND WHEREAS the members of Council have supported the proposed renovations by allocating certain monies both for the actual renovations and the acquisition of the property;

AND WHEREAS the tender received from Emmons & Mitchell Limited in the amount of $835,545. was the only tender received;

AND WHEREAS negotiations were conducted between the Architect and the Contractor to reduce the tender amount to within the monies available;

AND WHEREAS following said negotiations it is recommended by the Board of Management for the Grand Theatre that the tender of Emmons & Mitchell Limited in the revised amount of $616,802.32 be accepted;

AND WHEREAS the local representative of the Ministry of Culture and Recreation has agreed to recommend to the Toronto Office that the application of the Board of Management for the Grand Theatre for Wintario monies be approved;

AND WHEREAS the tender price of $616,802.32 is firm until October 10, 1978;

THEREFORE BE IT RESOLVED that subject to the approval of the Toronto office of the Ministry of Culture and Recreation, the tender for the renovations to the Grand Theatre be awarded to Emmons & Mitchell Limited in the reduced amount of $616,802.32;

and further:

REPORTS (Cont'd)

Report No. 106 - Finance & Accounts (Cont'd)

12. (Cont'd)

that the following financing be approved:

Expenditures

Building Acquisition (eligible portion for Wintario Grant)	$121,462.
Construction Contract	616,802.
Furnishings	10,000.
Architects Fees	93,703.
Accoustical Study	2,400.
	$844,367.

Revenue

Provincial Grant (received)	$ 61,289.
Wintario (portion not yet received)	369,642.
Donations and Interest (received)	165,245.
Donations - Twp. of Kingston & Twp. of Pittsburgh (rec'd)	7,000.
Donations - Pledged	2,200.
Anticipated Donations & Concerts etc. & Interest	17,376.
Contribution by City of Kingston (already committed)	221,615.
	$844,367.

and further:

if the Grand Theatre Board does not raise an additional $17,376. in donations and concerts etc., the City hereby agrees to finance the additional funds required in the amount of $52,128. from the Reserve for Uncollectible Taxes.

CARRIED 11:4

(See Recorded Vote)
(See also following Motions)

Ald. Mackenzie requested a recorded vote on Clause 12 which was as follows:

YEAS: Mayor Keyes, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky (11)

NAYS: Ald. Allmark, Ald. Hawkins, Ald. Timmins, Ald. Webb (4)

Moved by Ald. Webb,
Seconded by Ald. Allmark,

That the matter of the expenditure of $52,128. for the renovations to the Grand Theatre be placed on the ballot for the forthcoming election.

LOST 2:13
(See Recorded Vote)
(See also following Motions)

Ald. Webb requested a recorded vote on the motion of Ald. Webb and Ald. Allmark which was as follows:

YEAS: Ald. Allmark, Ald. Webb (2)

NAYS: Mayor Keyes, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins. (13).

REPORTS (Cont'd)

Report No. 106 - Finance & Accounts (Cont'd)

Moved by Ald. Gerretsen,
Seconded by Ald. Timmins,

That Clause 12, Report No. 106 be Tabled until the Motion of Ald. Webb and Ald. Allmark was considered.

CARRIED 10:5

Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That Clause 12, Report No. 106 be lifted from the Table and considered.

CARRIED

Moved by Ald. Timmins,
Seconded by Ald. Webb,

That Clause 12, Report No. 106 be divided into two parts, i.e.

a) approval of the award of the tender to Emmons & Mitchell Limited in the amount of $616,802.32 for the renovations to the Grand Theatre subject to the approval of the Ministry of Culture and Recreation;

b) approval of the financing of the additional funds which may be required from the Reserve for Uncollectible Taxes.

LOST 5:10

Ald. Clements withdrew at 10:40 p.m.

13. That it shall be the policy of the City of Kingston that owners requesting designation of their properties under the Ontario Heritage Act, 1974, in order to receive a heritage grant, be requested to pay for the cost of the advertising required to meet the Provincial Government requirements.

CARRIED 13:1
(Ald. Miller Opposed)

Ald. Clements returned at 10:45 p.m.

14. That, as recommended by the Transportation Committee, a By-Law be presented to Council to establish a parking lot on the south side of Queen Street between Bagot and Montreal Street being:

a) Westerly 47' 9" more-or-less or Lot 301, for the full depth of Lot 301, according to the original survey of the City of Kingston;

b) All of Lot 302 according to the original survey of the City of Kingston;

c) All of Lot 303 according to the original survey of the City of Kingston.

all as shown in red on the plan of the Traffic and Streets Department of the City of Kingston dated September 27, 1978, Number P-1-78 at a total estimated cost of $316, 188. and to provide for the issuing of debentures in the amount of $250,000. at the General Rate:

REPORTS (Cont'd)

Report No. 106 - Finance & Accounts (Cont'd)

14. (Cont'd)

Total estimated cost	$316,188.
To be obtained in 1978 from the Meter Reserve Fund	66,188.
To be Debentured	250,000.

(Note: There are sufficient funds in the Capital Budget for this purpose).

- and further -

That a By-Law be presented to Council to:

A) Authorize the Corporation of the City of Kingston to apply to the Council of The Corporation of the City of Kingston in accordance with the provisions of The Expropriations Act, for approval to expropriate land required for a parking lot being:

a) Westerly 47' 9" more-or-less of Lot 301 for the full depth of Lot 301, according to the original survey of the City of Kingston.

b) All of Lot 302 according to the original survey of the City of Kingston.

c) All of Lot 303 according to the original survey of the City of Kingston.

all as shown in red on the plan of the Traffic and Streets Department of the City of Kingston, dated September 27, 1978, Number P-1-78.

- and -

B) Authorize the Clerk-Comptroller to sign "Application for Approval to Expropriate Land" (Form 1-Reg.285,R.S.O.1970) dated October 10, 1978 on behalf of The Corporation of the City of Kingston.

CARRIED

Respectfully Submitted,

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
J.P. Gerretsen
M.B. Gorham
V. Tarnowecky

* * *

UNFINISHED BUSINESS

Mayor Keyes said that Kingston Cable TV had experimented with two new lights at this meeting and if they proved satisfactory it is proposed to use eight of these units rather than the frost beams.

UNFINISHED BUSINESS (Cont'd)

Mayor Keyes said that students from the School of Urban and Regional Planning at Queen's University had arranged with Planning Board to do a waterfront study. The students would be talking to community groups and they would also like to hear from the aldermen on policies with regard to the waterfront. He pointed out that the official policies with regard to the waterfront are contained in the Official Plan.

Ald. Mackenzie asked the Chairman of Public Works to report at the next Finance Meeting or orally or in writing to a future Council meeting on the proposed winter control program for 1978/79. She said that it had been agreed there would be some changes from the methods used last year, particularly with regard to weekend storms.

Ald. French announced that he would not be running as a candidate in the election. He had enjoyed serving as a member of Council and as a member of the Frontenac County Board of Education for fourteen years. He would look forward to sitting in the comfort of his own home and watching the "gong show".

Mayor Keyes extended on behalf of the Council appreciation for the time Ald. French had spent in public office, not only as a member of Council but as a member of the Frontenac County Board of Education. He appreciated, in particular, Ald. French's contribution to the Special Committee to Review the Office of the Clerk-Comptroller and Related Matters and extended best wishes to Ald. French and his family for good health in the years ahead. He commented that if Ald. French wondered what to do with his time at home, he could, in fact, turn on the Council Meeting as it was the best entertainment to be found on a Monday evening.

Ald. Timmins explained that at a previous Council meeting there was discussion about the minutes of the Health Unit which reported that an amount of $1,000 had been approved by the Health Unit to promote the addition of fluoride to the water and as to whether or not the minutes were correct. He noted that the minutes had subsequently been confirmed. He said that the committee established to promote the fluoridation of the water is well organized.

Ald. Breen said that positive steps are being taken to improve the snow removal program this year. Snow removal will be made easier by the approval of Council for the purchase of new equipment which has already been delivered. At the meeting of Public Works Committee scheduled for October 16, there will be discussion about the snow removal operations and different delegations will be present to discuss some of the problems. Representatives of the Union have been invited to attend this meeting and present their views. A proposal to divide the City into specific areas for snow removal will be discussed.

Ald. Breen said that Ald. Timmins was quite correct in his statement in connection with the Health Unit Minutes. The Minutes were approved as printed.

Ald. Hawkins requested the Community Services Committee to review the Property Standards By-Law as it related to the condition of yards. There is at the present time a lengthy period involved in having action taken to require a person to clean up his yard. This is very frustrating to people in the neighbourhood and to Aldermen receiving complaints. He said that he had some specific recommendations to make to the committee in this regard.

Ald. Webb explained the problems a resident on Cherry Street had encountered with regard to a sewer blockage. This had resulted in a cost to the person involved of between $800 and $900. The matter had been discussed at a Public Works Committee meeting which he had attended as he believed the City should assist the person involved with the cost. He asked the Chairman of the Public Works Committee to confirm in writing why it was decided this person should assume the cost and how such a situation could be avoided in the future.

UNFINISHED BUSINESS (Cont'd)

Ald. Gerretsen withdrew from the meeting.

Ald. Breen said that it is City policy not to pay for a blockage of a private sewer lateral unless said blockage is caused by City tree roots.

Ald. Webb said that he believed there was sufficient precedence for the City to be responsible for the costs.

Ald. Miller invited the members of Council to attend a meeting of the Housing Sub-Committee scheduled for October 19, at 7:30 in the John Counter Room at City Hall. Representatives of the Kingston Housing Authority would be present and members of Council would have an opportunity to discuss matters of concern.

Ald. Miller said that last year several cars had been plowed in as they had been left parked on the street after the overnight parking ban had gone into effect. Some City residents were unaware of the parking ban although a notice appears in the paper. She suggested that the news media be requested to make announcements with regard to the date of the parking ban.

Ald. McArthur commented on the statements being made by persons planning to run in the election and in particular statements with regard to the snow removal program last year. He pointed out that new pieces of equipment had been purchased and it is evident that the snow removal program will be more efficient in 1978/79.

Ald. McArthur said that it would appear that residents of the City do not realize the required qualifications to run as a candidate for public office. He suggested that this information be published in the local paper.

Ald. Timmins said that he believed the comments made by Ald. Webb with regard to the sewer blockage were well made. He explained that there were situations in the past where the City had assumed some of the costs and suggested that the Public Works Committee should review their decision.

Mayor Keyes suggested that Ald. Timmins make this information available to Ald. Breen.

* * *

BY-LAWS

Council consented to the amendment of the Title of By-Law No. 16 to read as follows:

> "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone 0.76 Hectare Parcel of Land Located on the West Side of Ontario Street North of West Street and on the East Side of King Street Between West and Lower Union Streets from Zones A (One and Two Family) Residential, B (Three to Six Family Dwelling) and B1 (Multiple Family) Residential to Zones B (Three to Six Family Dwelling), B.158 (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential)."

Council also consented to the deletion of the reference to Clause 2, Report No. 101 in the title of By-Law No. 1 since Clause 2 of Report No. 101 was Referred Back to the Transportation Committee.

BY-LAWS (Cont'd)

(A) Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That By-Laws 1 to 10 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law 1 be suspended for the purpose of giving By-Laws 7 to 10 their Third Reading.

CARRIED

(C) Moved by Ald. Hawkins,
Seconded by Ald. Breen,

That By-Law 13 not receive Third Reading, but be referred to the Community Services Committee for further discussion and clarification.

LOST 2:13

(D) Moved by Ald. Tarnowecky,
Seconded by Ald. Mackenzie,

That By-Laws 7 to 16 be given their Third Reading.

CARRIED

* * *

(1) A By-Law to Amend By-Law 24 "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act".(Clauses 3, & 7, Report No. 101, 1978.)

(FIRST & SECOND READINGS) (PROPOSED NO. 9352)
Clauses 3 & 7, Report No. 101, 1978

CARRIED AS AMENDED

(2) A By-Law to Amend By-Law 24 "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clause 6, Report No. 101).

(FIRST & SECOND READINGS) (PROPOSED NO. 9353)
Clause 6, Report No. 101, 1978

(Note: Ministry of Transportation & Communications Approval required).

(3) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks & Recreational Facilities of The Corporation". (Revise Schedule "E").

(FIRST & SECOND READINGS) (PROPOSED NO. 9354)
Clause 3, Report No. 102, 1978

(4) A By-Law to Amend By-Law No. 7080, "A By-Law Respecting the Fire Department". (Personnel Related Matters).

(FIRST & SECOND READINGS) (PROPOSED NO. 9355)
Clause 2, Report No. 104, 1978

(5) A By-Law to Designate a Redevelopment Area Under Section 22(2) of The Planning Act, R.S.O., 1970. (Generally North and West of the Cataraqui/St. Lawrence Wards N.I.P. Area).

(FIRST & SECOND READINGS) (PROPOSED NO. 9356)
Clause 4, Report No. 105, 1978

BY-LAWS (Cont'd)

(6) A By-Law to Establish a Parking Lot on the South Side of Queen Street between Bagot and Montreal Streets at a Total Estimated Cost of $316,188 and to Provide for the Borrowing Upon Debentures of the Amount of $250,000 at the General Rate.

(FIRST & SECOND READINGS) (PROPOSED NO. 9357)
Clause 14, Report No. 106, 1978

(7) A By-Law to Authorize the Corporation of the City of Kingston to apply to the Council of the Corporation of the City of Kingston for approval to Expropriate the Lands Lying on the South Side of Queen Street between Bagot and Montreal Street.

(THREE READINGS) (PROPOSED NO. 9358)
Clause 14, Report No. 106, 1978.

(8) A By-Law to Designate the Property Known Municipally as 29 Baiden Street as Being of Architectural and Historical Value or Interest.

(THREE READINGS) (PROPOSED NO. 9359)
Clause 13, Report No. 89, 1977
Clause 5, Report No. 72, 1978

(9) A By-Law to Designate Certain Property Within the Municipality to be of Historical and Architectural Value or Interest.

(THREE READINGS) (PROPOSED NO. 9360)
Clause 13, Report No. 89, 1977
Clause 5, Report No. 72, 1978
Clause 5, Report No. 83, 1978

(10) A By-Law to Confirm the Proceedings Of Council at Its Meeting Held October 10, 1978.

(THREE READINGS) (PROPOSED NO. 9361)
City Council Meeting No. 24, 1978

(11) A By-Law to Amend By-Law No. 9294, "A By-Law to Authorize the Construction of a 40' Wide Asphalt Pavement in Queen Mary Road from Bath Road Northerly 180', Incorporating the Existing Pavement in the Work Including Curb, Gutter and Boulevard, Under the Provisions of Section 7 of the Local Improvement Act (Petition)". (Increase Costs).

(THIRD READING) (PROPOSED NO. 9333)
Clause 8, Report No. 92, 1978

(12) A By-Law to Amend By-Law No. 9250, "A By-Law to Authorize the Construction of a 26 ft. Wide Asphalt Pavement with Curbs, Gutters, Boulevards and Turning Circle on Algonquin Terrace from Champlain Avenue Southerly to the End of the Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)". (Increase Costs).

(THIRD READING) (PROPOSED NO. 9334)
Clause 9, Report No. 92, 1978

BY-LAWS (Cont'd)

(13) A By-Law to Amend By-Law No. 7080, "A By-Law Respecting the Fire Department, 1971" (Probationary Period).

(THIRD READING) (PROPOSED NO. 9339)
Clause 1, Report No. 95, 1978

Ald. Breen, Ald. Hawkins Opposed

(14) A By-Law to Establish Policies Concerning Local Improvements.

(THIRD READING) (PROPOSED NO. 9341)
Clause 3, Report No. 97, 1978

(15) A By-Law to Amend By-Law No. 2616, "A By-Law to Provide for Regulations Concerning Local Improvement Petitions" (Delete Works Initiated Under Section 12 of The Local Improvement Act).

(THIRD READING) (PROPOSED NO. 9342)
Clause 3, Report No. 97, 1978

(16) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.76 Hectare Parcel of Land Located on the West Side of Ontario Street North of West Street and on the East side of King Street Between West and Lower Union Streets from Zones A (One and Two Family) Residential, B (Three to Six Family Dwelling) and B1 (Multiple Family) Residential to Zones B (Three to Six Family Dwelling), B.158 (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential).

(THIRD READING) (PROPOSED NO. 9343)
Clause 1, Report No. 99, 1978

CARRIED AS AMENDED
(Ald. Miller Opposed)

TABLING OF DOCUMENTS

Form 1 - Application for Approval to Expropriate Land, dated October 10, 1978 was Tabled.

MOTIONS

The following Notice of Motion was received:

(A) Moved by Ald. Miller,
Seconded by Ald. Clements,

That the City of Kingston issue monthly permits for boulevard parking.

REFERRED TO TRANSPORTATION COMMITTEE

(B) Moved by Ald. Allmark,
Seconded by Ald. Clements,

That Council do now adjourn.

CARRIED

Council adjourned at 11:30 p.m. (L.S.)

(Signed) *M.C. Healy* (Signed) *Ken Keyes*
Deputy City Clerk Mayor

OCT 26 1978 Local Govt.

CITY COUNCIL MEETING NO. 25

A Special Meeting of City Council, summoned by Mayor Keyes, will be held on Monday, October 16, 1978, at 7:30 p.m. in the Council Chamber, City Hall, to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller, and related matters in the Committee-of-the-Whole.

ROLL CALL

COMMUNICATIONS

Which Has Been Referred to the Committee-of-the-Whole

(672) From Mr. J.B. Sampson expressing his concern in connection with the proposed reorganization of the City's administrative structure.

(Copies distributed to members of Council with the Agenda).

COMMITTEE-OF-THE-WHOLE

(1) That Council resolve itself into a Committee-of-the-Whole to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller, and related matters.

(Note: Members of Council are requested to bring their copy of the Special Report to the meeting and to note that discussion will commence with Item No. 5, "Labour Management Relations" on page 13 of the Report).

(2) That Council Rise from the Committee of the Whole and the Chairman Report.

BY-LAWS

(A) That By-Law 1 be given its First & Second Readings.

(B) That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Law 1 its Third Reading.

(C) That By-Law 1 be given its Third Reading.

* * *

(1) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 16, 1978.

(THREE READINGS) (PROPOSED NO. 9362)
City Council Meeting No. 25, 1978

MOTIONS

CITY COUNCIL MEETING NO. 25

A Special Meeting of City Council, summoned by Mayor Keyes, was held on Monday, October 16, 1978, at 7:46 p.m. in the Council Chamber, City Hall, to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller, and related matters in the Committee-of-the-Whole.

ROLL CALL

Mayor Keyes, Ald. Allmark (arrived at 8:55 p.m.), Ald. Breen (arrived at 8:55 p.m.), Ald. Clements, Ald. French, Ald. Gerretsen (arrived at 8:30 p.m.), Ald. Gorham, Ald. Hawkins (arrived at 7:50 p.m.), Ald. Mackenzie, Ald. Matthews (arrived at 7:50 p.m.), Ald. Miller, Ald. Tarnowecky, Ald. Timmins (13)

COMMUNICATIONS

Which Had Been Referred to the Committee-of-the-Whole

(672) From Mr. J.B. Sampson expressing his concern in connection with the proposed reorganization of the City's administrative structure.

(Copies were distributed to members of Council with the Agenda).

COMMITTEE-OF-THE-WHOLE

(1) Moved by Ald. French,
Seconded by Ald. Timmins,

That Council resolve itself into a Committee-of-the-Whole to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and related matters.

CARRIED

Ald. Clements, Ald. French and Ald. Gorham withdrew during the Committee-of-the-Whole session.

(2) Moved by Ald. Tarnowecky,
Seconded by Ald. Breen,

That Council rise from the Committee-of-the-Whole and the Chairman report.

CARRIED

Mayor Keyes reported that the following motions had been considered in the Committee-of-the-Whole in conjunction with the report of the Special Committee to Review the role of the office of the Clerk-Comptroller and other Related Matters:

A) Resolved that the following guidelines be established for the Interview (Screening) Committee:

i) That if it is deemed necessary by the members of the "Screening" Committee, interviews be conducted with chosen applicants for the position of Chief Administrative Officer in order to provide the Council with a list of suggested applicants, said

A) i) (Cont'd).

list to be expanded from the original short list if the "Screening" Committee consider it advisable.

ii) That the City Council, and, if interviews take place prior to December 1st, successful candidates for City Council shall interview the persons suggested by the "Screening" Committee.

B) Moved by Ald. French,
Seconded by Ald. Clements,

That the City will be responsible for all costs of the "Screening" Committee with regard to the interviews, (travelling, secretaries, long distance telephone, postage, etc.) to determine the short list of applicants to be presented to Council.

CARRIED

C) Moved by Ald. Tarnowecky,
Seconded by Ald. Gorham,

That subsection 5 (a) of the "Labour Management Relations" Section of the Special Committee Report be amended to provide that a decision as to whether or not the negotiations are to be conducted by the Chief Administrative Officer or a Professional Negotiator be left unresolved until after the Chief Administrative Officer is engaged.

WITHDRAWN

D) Moved by Ald. Tarnowecky,
Seconded by Ald. Gorham,

That Subsection 5 (a) of the "Labour Management Relations" Section of the Special Committee Report be amended to read as follows:

"That the City attempt to improve labour/management relations by:

a) providing that the Chief Administrative Officer is to be in charge of personnel management. The Chief Administrative Officer may, if he so wishes, recommend to Council the delegation of the responsibility for negotiations to the Director of Personnel or a professional negotiator.

CARRIED

E) Moved by Ald. Hawkins,
Seconded by Ald. Gerretsen,

That Subsection 5 (a), Paragraph 2, of the "Labour Management Relations" section of the Special Committee Report be amended to read as follows:

"Council will set guidelines for negotiations and will recommend the composition of the Negotiating Committee."

CARRIED

F) Moved by Ald. Miller,
Seconded by Ald. Gerretsen,

That Subsection 5 (b) of the "Labour Management Relations" Section of the Special Committee report be amended to provide as follows:

"b) That individual labour-management committees be established provided employee groups are willing to participate."

CARRIED

G) Moved by Ald. Clements,
Seconded by Ald. Hawkins,

That Subsection 5 (b) of the "Labour Management Relations" Section of the Special Committee Report regarding the composition of the labour-management committees be amended to read as follows:

"Labour representation to be composed of representatives from:

C.U.P.E. Local 141 (Inside)
C.U.P.E. Local 109 (Outside)
Kingston Professional Firefighters' Association
Local 498, International Association of Firefighters
The Ontario Nurses' Association, Local 184.

Management representation to be composed of the following:

The Chief Adminsitrative Officer (if he or she chooses)
The Director of Personnel, plus
2 or three Department Heads depending on what labour group is involved
and a member of Council at the request of either Management or any of the previously described bargaining groups.

Representation on all Labour Management Committees shall be on a 50-50 basis."

CARRIED

H) Resolved that the different employee groups involved be contacted immediately to establish whether or not they would be willing to participate and that the Federal Department of Labour, Canada then be requested to work with the City during the implementation stages of the Labour Management Committees, in order that the Labour Management Committees made be established as soon as possible and not after the arrival of the Chief Administrative Officer.

I) Moved by Ald. Clements,
Seconded by Ald. Timmins,

That the Grievance Committee be continued and consideration be given to its disbandment after a period of two years following appropriate consultation with management, council and the employee groups involved.

CARRIED

J) Resolved that the following "Reporting and Evaluation Procedure" contained in Section 6 of the report as follows, be adopted:

J) (Cont'd)

"6. That an effective system of performance evaluation of all employees be adopted. Said procedures to be implemented after the arrival of the Chief Administrative Officer following discussion with management, staff and the different employee groups."

K) Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That Section 7 "Management Education" of the Special Committee Report be amended to delete the following:

"to this end it is recommended that the following sums be allocated:

1979 - $5,000
1980 - $5,000
1981 - $3,000"

and as amended to read as follows be approved:

"7. That the City of Kingston embark on a program of management education".

CARRIED

L) Moved by Ald. Breen,
Seconded by Ald. Miller,

That Section 8 a) of the Special Committee report "Communications and Protocal" be amended to read as follows:

"a) all matters pertaining to protocol be the responsibility of the Chief Administrative Officer or may be delegated to the City Clerk if so decided by the Chief Administrative Officer."

WITHDRAWN

M) Moved by Ald. Gerretsen,
Seconded by Ald. Miller,

That Section 8 a) of the Special Committee report "Communications and Protocal" be amended to read as follows:

"a) all matters pertaining to protocal shall be the responsibility of the Mayor's Office."

CARRIED

N) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That Section 8 b) of the Special Committee report "Communications and Protocal" be amended to read as follows:

"That all matters of public relations be co-ordinated by one person - the Mayor or his designate;"

WITHDRAWN

O) Moved by Ald. Breen,
Seconded by Ald. Miller,

That Section 8 (b) of the Special Committee report "Communications and Protocal" be amended to delete the word "all".

CARRIED

P) Moved by Ald. Miller,
Seconded by Ald. Clements,

That Section 8 (b) of the Special Committee report "Communications and Protocal" be deleted and the following substituted in lieu thereof:

"b) That public statements by City Staff that reflect City Policy shall be co-ordinated by one person, i.e. the Chief Administrative Officer, or his designate."

CARRIED

Q) Resolved that the Chief Administrative Officer be asked to investigate the following changes in the City organization:

1. That the responsibility for By-Law Enforcement Officers be transferred to the Chief of Police.

2. The administration of the Transit system by the City.

3. The amalgamation of the mechanical maintenance function presently being carried out by the Fire Department, Transit Department, Police Department, Parks and Board of Works.

4. The establishment of a county wide welfare system.

5. The creation of an establishment system for all city departments by the administration.

R) Resolved that the Chief Administrative Officer review and make a recommendation with regard to the updating of City By-Laws.

S) Resolved that the basis of the election of Aldermen be reviewed following the implementation of the Committee-of-the-Whole System, not later than June 30th, 1980.

T) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That the Building Inspection and Property Standards for the present time be the responsibility of the Chief Administrative Officer.

LOST 5:5

U) Resolved that a decision with regard to the amalgamation of the Building Inspection and Property Standards with either the Planning Department or Public Works Department be deferred and the comments of the Director of Planning and Urban Renewal, Commissioner of Works and Chief Building Inspector be requested and be circulated to members of Council along with comments with regard to a possible reorganization of the Planning Department to include a Plans Examiner.

V) Resolved that a Special Committee of Council to be convened into the Committee-of-the-Whole be held to continue the discussion on the Special Committee report on the Role of the Office of the Clerk-Comptroller and Related Matters with regard to:

a) The by-law for the appointment of the Chief Administrative Officer.

b) The recommendation re the amalgamation of the Property Standards and the Building Inspection with the Planning Department, or Public Works Department.

c) The date for disbandment of the standing committees.

and to continue discussion on the establishment of an Area Economic Development Board and an Area Economic Development Commissioner.

W) Resolved that Queen's University be notified that November 30, 1978 would be a suitable date for the dinner to be sponsored by Queen's University for members of Council.

X) Moved by Ald. Hawkins,
Seconded by Ald. Gerretsen,

That the basis of composition for the City's Negotiation Committee for Local 109 C.U.P.E. for 1979 be the same as 1978, i.e.:

Two Aldermen
Personnel Director
Professional Negotiator
One Representative from Parks Department
One Representative from Works Department

CARRIED

BY-LAWS

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Law 1 be given its First & Second Reading.

CARRIED

(B) Moved by Ald. Mackenzie,
Seconded by Ald. Tarnowecky,

That Rule No. 35 of By-Law No. 1 be suspended for the purpose of Giving By-Law 1 its Third Reading.

CARRIED

(C) Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That By-Law 1 be given its Third Reading.

CARRIED

* * *

(1) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 16, 1978.

(THREE READINGS) (PROPOSED NO. 9362)

MOTIONS

(1) Moved By Ald. Mackenzie,
Seconded by Ald. Matthews,

That Council do now adjourn.

CARRIED

Council Adjourned at 11 p.m.

(L.S.)

(Signed) *M.C. Healy*
Deputy City Clerk

(Signed) *Ken Keyes*
Mayor

Local Govt.
OCT 20 1978

CITY COUNCIL MEETING NO. 26

The Regular Meeting of City Council will be held on Monday, October 23, 1978, in the Council Chamber, City Hall, at 8 p.m.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 24 held on Tuesday, October 10, 1978, be amended to divide By-Law No. (9) into the following two By-Laws:

(9A) A By-Law to Designate Certain Property Within the Municipality to be of Historic or Architectural Value or Interest.

(THREE READINGS) (PROPOSED NO. 9360A)
Clause 13, Report No. 89, 1977
Clause 5, Report No. 83, 1978

(9B) A By-Law to Designate Leahurst, South Cottage and the Gazebo as Properties of Historic or Architectural Value or Interest.

(THREE READINGS) (PROPOSED NO. 9360B)
Clause 13, Report No. 89, 1977

- and -

That the Minutes of City Council Meeting No. 24 held on Tuesday, October 10, 1978, be adopted as amended.

COMMUNICATIONS

To be Filed

(673) Minutes of the N.I.P. Citizens Committee Meetings Nos. 40 & 41 held September 25 and October 2, 1978.

(Copies have been distributed to members of Council).

(674) Minutes of Meeting No. 23 of the Public Utilities Commission of the City of Kingston, held on October 3, 1978.

(Copies have been distributed to members of Council).

(675) From the Reinforcing Steel Institute of Ontario advising that their Members had an interesting, informative, and enjoyable Convention in the City of Kingston on September 21 to 24 and that a great deal of credit is due to some of the business people of Kingston. They notify that their group (approx. 80 people) spent some $12,000 on accommodation, food and entertainment during their stay in the City, in addition to all personal shopping.

(Copies have been distributed to members of Council).

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(676) Statement of Revenue and Expenditures for the month of August, 1978, from the Public Utilitities Commission of the City of Kingston, Transit Department, showing the following deficits:

	Amended 1978 Budget Estimates*	1978 to date	Month of July 1978	1977 to date
Operating Deficit:	$597,100.	$476,926.	$ 99,808.	$504,008.
Debentures:	27,690.	18,460.	2,307.	24,133.
	$624,790.	$495,386.	$102,115.	$528,141.

To be Referred to the City of Kingston Planning Board

(677) From Mr. & Mrs. Chabot, 656 Johnson Street notifying that as residents of Sydenham Ward they are very concerned about what is taking place in their neighbourhood in connection with the conversion of one and two family dwellings into rooming houses.

(678) From Mr. G.W. Locklin, Chairman, By-Law Interpretation Committee, Sydenham Ward Tenants' and Ratepayers' Association providing a summary of both the past efforts and the present position of the Association in respect to the issue of building additions in Zone A.

Which Has Been Referred to the Transportation Committee

(679) From the Kingston Jaycees Inc., applying for permission to hold their 22nd annual Santa Claus Parade on Saturday, November 18, 1978.

Which Has Been Referred to the Chief Building Official

(680) From the Ministry of Consumer and Commercial Relations, Technical Standards Division, enclosing copies of the amended Building Code Act.

To be Referred to the City of Kingston Planning Board

(681) From the Township of Pittsburgh enclosing Appointment for Hearing from the Ontario Municipal Board in connection with the Township of Pittsburgh's application for approval of its Restricted Area By-Law No. 31-77.

(682) From the Ministry of Housing, commenting on the Proposed Amendment to the Official Plan for the City of Kingston, Proposed Amendment No. 95 - 1978 Review - Amendments resulting from changes to By-Law 8499, following the O.M.B. Hearings and notifying that they wish to receive evidence of the public hearing prior to their continuing to process this application.

(683) Application for Fill Permit from Greenwood Bros. Limited has been received by the Cataraqui Region Conservation Authority. The present fill permit expires on December 31, 1978 and renewal is requested for the 1979 calendar year.

COMMUNICATIONS (Cont'd)

To be Referred to the City of Kingston Planning Board (cont'd)

(684) From the Sydenham Ward Tenant and Ratepayers Association, notifying of their opposition to By-Law No. 9343 rezoning lands of Homestead Land Holdings Ltd., northwest of Ontario and West Streets and at 131-133 King Street East. They also oppose Official Plan Amendment No. 97, given three readings by City Council as By-Law No. 9346

To be Referred to the Finance & Accounts Committee

(685) From the County of Lennox & Addington requesting endorsation of their resolution that the Lake Ontario Regional Library Board be requested to acknowledge the present atmosphere of financial restraint by reviewing its present priorities in harmony with the prevailing situation at local government levels.

PETITIONS

REPORTS

REPORT NO. 107

October 12, 1978

To the Mayor and Members of Council:

The Community Services Committee reports and recommends as follows:

1. That By-Law No. 5920, 'A By-Law to Provide for the Licensing of Plumbing Contractors and Master Plumbers in the City of Kingston' be amended as detailed on Schedule 'A' attached hereto.

2. That By-Law No. 2566, 'A By-Law to Provide for the Licensing of Electricians in the City of Kingston' be amended as detailed on Schedule 'B' attached hereto.

3. That the following resolution of the City of Kitchener be endorsed:

"That in response to Bill 105, An Act to Provide for the Licensing of Businesses by Municipalities, we would respectfully solicit the support of the Province respecting the following, namely:

1. That Bill 105 contain provisions for the municipality to charge non-resident hawkers and pedlars license fees substantially in excess of the fee which would apply to resident hawkers and pedlars.

2. That provisions be included therein whereby the municipality has the power to prohibit any business operation. Bill 105 seems to extend the power to licence, regulate and govern a business but not to prohibit except where a licence is required and has not been obtained by the said business."

4. That the following resolution of the Town of Trenton be endorsed:

"WHEREAS the incidence of vandalism continues to increase; and

WHEREAS the municipalities and the property owners must bear the cost of this destruction; and

WHEREAS it is apparent that the laws are ineffective as a deterrent to this crime;

BE IT RESOLVED that the Federal and Provincial Attorneys-General be requested to convene a meeting of elected officials from the three levels of Government and of police officials, for the purpose

4. (Cont'd)

of discussing a change in the law that would provide heavier penalties as well as restitution to the victims of vandalism;

AND FURTHER that all citizens be urged to support their Police Departments by reporting acts of vandalism and by being prepared to act as witnesses if they see such acts of vandalism being committed."

Respectfully submitted,

CHAIRMAN

BY-LAW NO.

A BY-LAW OF THE CORPORATION OF THE CITY OF KINGSTON TO AMEND BY-LAW NO. 5920, "A BY-LAW TO PROVIDE FOR THE LICENSING OF PLUMBING CONTRACTORS AND MASTER PLUMBERS IN THE CITY OF KINGSTON, AND FOR THE REPEAL OF BY-LAW NO. 3222."

PASSED:

The Council of the Corporation of the City of Kingston enacts as follows:

1. By-Law No. 5920, "A By-Law to Provide for the Licensing of Plumbing Contractors and Master Plumbers in the City of Kingston and for the Repeal of By-Law No. 3222", is amended as follows:

A) By adding the following as Section 23:

"23. The Corporation of the City of Kingston may require any person to whom this by-law applies to submit for a re-examination by the Examining Board, but there shall not be more than one re-examination in any five year period."

B) By adding the following as Section 24:

"24. Any change in the persons composing a firm or person representing a Corporation, or in the location of a business shall be promptly reported to the Corporation."

C) By adding the following as Section 25:

"25. No person or firm licensed under this By-Law shall allow his name to be used by any other person or firm, licensed or unlicensed."

D) By adding the following as Section 26:

"26. Every person or firm to whom this by-law relates shall upon changing his address notify the Corporation of such change within forty-eight hours thereafter and give his new address.

E) By adding the following as Section 27:

"27. Every Plumbing Contractor shall ensure that:

i. All work vehicles used by him in the course of business shall have painted on both sides of each such vehicle in letters and figures not less than 0.1 metres in height, clearly legible at a distance of 6.0 metres, the words "Kingston License No. ",

...../2

followed by the number of the license issued by the City to such Contractor; and

ii. all printed or written advertising material including any published advertisement in a newspaper, periodical, directory or other publication used by such contractor in the course of such business bear in clearly legible letters and figures the same inscription."

F) By adding the following as Section 28:

"28. No Master Plumber shall act as such for more than one Plumbing Contractor at one time."

G) By adding the following as Section 29:

"29. A Master Plumber shall notify The Corporation of the City of Kingston in writing upon ceasing to act as a Master Plumber for one Plumbing Contractor and upon commencing to act as a Master Plumber for another Plumbing Contractor."

H) By adding the words "full time" to the fourth line of Section 4 immediately after the word "licensed" so that Section 4 will now read as follows:

"4. PLUMBING CONTRACTOR - shall mean a person, firm, company or corporation that maintains an established place of business in Ontario and is either himself a Master Plumber, or maintains in his employ one or more licensed, full time Master Plumbers in good standing."

2. This By-Law shall come into force and take effect on its passing.

GIVEN FIRST AND SECOND READINGS the day of 1978.

GIVEN THIRD READING AND FINALLY PASSED the day of 1978.

Clerk-Comptroller

Mayor

BY-LAW NO.

A BY-LAW OF THE CORPORATION OF THE CITY OF KINGSTON TO AMEND BY-LAW NO. 2566, "A BY-LAW TO PROVIDE FOR THE LICENSING OF ELECTRICIANS IN THE CITY OF KINGSTON, AND FOR THE REPEAL OF BY-LAW NO. 823."

PASSED:

The Council of the Corporation of the City of Kingston enacts as follows:

1. By-Law No. 2566, "A By-Law to Provide for the Licensing of Electricians in the City of Kingston and for the Repeal of By-Law No. 823," is amended as follows:

A) By adding the words "full-time" after the words "one or more" to Section 4, so that it reads:

"4. Electrical Contractor shall mean a person, firm, company or corporation that maintains an established place of business in Ontario and is either himself or maintains in his employ one or more full-time licensed Master Electricians in good standing, licensed by the City of Kingston."

B) By adding the following as Section 28:

"28. The Corporation of the City of Kingston may require any person to whom this by-law applies to submit for a re-examination by the Examining Board, but there shall not be more than one re-examination in any five year period."

C) By adding the following as Section 29:

"29. The Corporation of the City of Kingston may issue a special license to permit a qualified expert or specialist to install special wiring and connections for electrical experiments, research work for new inventions at a specified location, provided that the other provisions of the by-law are complied with."

D) By adding the following as Section 30:

"30. Electricians employed by visiting theatrical or performing companies may work without a license, as assistants to and under the supervision of an electrician certified by the Province of Ontario."

E) By adding the following as Section 31:

"31. Any change in the persons composing a firm or person representing a corporation, or in the location of a business, shall be promptly reported to the Corporation of the City of Kingston."

..../2

BY-LAW NO.

A BY-LAW OF THE CORPORATION OF THE CITY OF KINGSTON TO AMEND BY-LAW NO. 2566, "A BY-LAW TO REGULATE THE INSTALLATION OF ELECTRICIANS IN THE CITY OF KINGSTON, AND FOR THE REPEAL OF BY-LAW NO. 821."

PREAMBLE

The Council of the Corporation of the City of Kingston enacts as follows:

1. By-Law No. 2566, "A By-Law to Provide for the Licensing of Electricians in the City of Kingston and for the Repeal of By-Law No. 821," is amended as follows:

A) By adding the words "Fail-Safe" after "Intrinsically Safe" and before "one or more" in Section 4, so that it reads:

"4. Electrical Contractor, shall mean a person, firm, company or association that maintains an established place of business in Kingston and is either licensed or entitled to engage in any one or more fail-safe, intrinsically safe, electricians in good standing, licensed by the City of Kingston."

B) By adding the following as Section 28:

"28. The Corporation of the City of Kingston may require any person to work once each by-law enforcement year to submit for a re-examination by the Examining Board, but there shall not be more than one re-examination in any five year period."

C) By adding the following as Section 29:

"29. The Corporation of the City of Kingston may issue a special license to permit a qualified expert or specialist to install special wiring and connections for electrical experiments, research work for new inventions at a specified location, provided that the other provisions of the By-law are complied with."

D) By adding the following as Section 30:

"30. Electricians employed by existing electrical or electronic companies may work without a license, as assistants to and under the supervision of an electrician certified by the Province of Ontario."

E) By adding the following as Section 31:

"31. Any change in the persons composing a firm or person representing a corporation, or in the location of a business, shall be promptly reported to the Corporation of the City of Kingston."

F) By adding the following as Section 32:

"32. No person licensed under this by-law shall allow his name to be used by any other person, licensed or unlicensed."

G) By adding the following as Section 33:

"33. Every person or firm to whom this by-law relates shall upon changing his address, notify the Corporation of the City of Kingston of such change within 48 hours thereafter and give his new address."

H) By adding the following as Section 34:

"34. Every Electrical Contractor shall ensure that:

i. All work vehicles used by him in the course of business shall have painted on both sides of each such vehicle in letters and figures not less than 0.1 metres in height and clearly legible at a distance of 6.0 metres, the words "Kingston License No. ", followed by the numbers of the license issued by the City to such Contractor; and

ii. All painted or written advertising material including any published advertisement in a newpaper, periodical, directory or other publication used by such Contractor in the course of such business bear in clearly legible letters and figures the same inscription."

H) By adding the following as Section 35:

"35. No Master Electrician shall act as such for more than one Electrical Contractor at one time."

I) By adding the following as Section 36:

"36. A Master Electrician shall notify the Corporation in writing upon ceasing to act as a Master Electrician for one Electrical Contractor and upon commencing to act as a Master Electrician for another Electrical Contractor."

J) By adding the following as Section 37:

"37. The Corporation of the City of Kingston shall accept in an application for a Master Electrician's license in lieu of an Examination Certificate from the City of Kingston Examining Board proof that the applicant is the holder of a current Master Electrician's licence in the areas designated in Appendix "A" hereof.

.../3

APPENDIX "A" TO BY-LAW NO. 2566"

1. The Cities of: Ottawa
Hamilton
Kingston
Kitchener
London
Windsor
Guelph
Brantford

2. The Municipality of Metropolitan Toronto

2. This By-Law shall come into force and take effect on its passing.

Given first and second readings:

Given third reading and finally passed:

Clerk-Comptroller

Mayor

REPORT NO. 108

To the Mayor and Aldermen: October 11th, 1978.

The Transportation Committee reports and recommends as follows:

1. That, notwithstanding the provisions of By-law 10, the Hadassah-Auxiliary be permitted to erect a banner across Princess Street at Bagot Street, beginning October 25th, 1978 for a period of two weeks, to advertise the Hadassah-Auxiliary Bazaar to be held on November 8th, 1978.

2. That King Street be closed from Lower University to West Street on November 11th, 1978, commencing at 10:30 a.m. for a period of two hours, to conduct Remembrance Day memorial services.

3. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide for prohibition of parking next to the entrances to North Hill Street Park on Montreal Street and on Sydenham Street.

NOTE: By adding to section 19 the following:

"Montreal Street
from 105 feet north of Bay
to 224 feet north of Bay - West Side

Sydenham Street
from 72 feet north of Bay
to 178 feet north of Bay - East Side "

Respectfully Submitted,

CHAIRMAN

REPORT NO. 109

October 17, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS a Zone Change Application has been received from Mr. W. O'Hara and Miss D. O'Hara for property located at 392 Alfred Street, to change the zoning designation from B3 (Multiple Family) Residential to a designation which would permit the operation of a group home for mentally retarded adults; and

WHEREAS such group homes are presently only permitted in Zones B (Three to Six Family) Residential, C (Commercial) and E (Special Education and Medical); and

WHEREAS it is proposed that a policy be developed by the City of Kingston with respect to group homes, such policy to be based on guidelines produced by the Provincial government; and

WHEREAS such group home policy has not yet been formulated;

THEREFORE BE IT RESOLVED that the Zone Change application submitted for Mr. W. O'Hara and Miss D. O'Hara with respect to property at 392 Alfred Street be not approved.

2. WHEREAS on September 14, 1978, Minto Construction Limited presented to the Planning Board its concept plans for a development on the Place d'Armes site; and

WHEREAS, at that time, Minto Construction Limited requested that Council resolve to request the Province of Ontario to agree to the containment of the OHIP lands and office needs within the project; and

WHEREAS representatives of the Provincial government have indicated that it is contrary to Government policy to deal exclusively with a private developer and that Minto Construction is free to respond to a proposal call which will be made for the construction of the OHIP building;

THEREFORE BE IT RESOLVED that the request of Minto Construction for a resolution of Council requesting the Province of Ontario to agree to the incorporation of the OHIP project within the proposed Minto project be not approved.

3. That the following plans, submitted by the Religious Hospitallers of St. Joseph of the Hotel Dieu of Kingston, for an extension to the existing Hotel Dieu Hospital:

3. (Cont'd)

Plan SK.1 - Site Area - August, 1978

Plan SK.2 - Level Sub O - August, 1978

Plan SK.3 - Level O - August, 1978

Plan SK.4 - Level 1 - August, 1978

Plan SK.5 - Level 2 - August, 1978

Plan SK.6 - Level 3 - August, 1978

Plan SK.7 - Level 4 - August, 1978

Plan SK.8 - Level 5 - August, 1978

Plan SK.9 - Level 6 - August, 1978

Plan SK.10 - Level 7 - August, 1978

Plan SK.11 - Level 8 - August, 1978

Plan SK.12 - Elevations & Cross Sections - August, 1978

Plan SK.13 - Elevations & Cross Sections - August, 1978

be approved, subject to the owner entering into a development agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that the existing 6"Ø hydrant and hydrant lateral shall be increased to 8"Ø;*

c) *that an additional 8"Ø hydrant and hydrant lateral shall be supplied at a point approximately 300 ft. east of the existing hydrant on Brock Street;*

d) *that the electrical supply shall be at 44KV, with the owner to supply equipment and facilities in accordance with standard Public Utilities Commission requirements;*

e) *that the proposed 6" diameter sprinkler line on Johnson Street not be connected to a hydrant line but that it be connected to an existing 6"Ø water service;*

f) *that in view of the fact that there are combined sewers only, connection of a storm drainage shall be at Council's discretion;*

g) *that all modifications to existing vehicular entrances and design of new entrances shall be subject to approval of the Commissioner of Works and the Administrator of Traffic and Streets;*

h) *that entrance steps, flower boxes and other such structures shall not encroach upon the Brock Street road allowance, and no structures above the level of the City sidewalk shall be located within two feet of the sidewalk;*

i) *that all parking areas and vehicular access routes shall be paved;*

j) *that a landscaping plan shall be submitted within three months after the date of approval by Council and implemented within one year of the issuance of the building permit;*

3. (Cont'd)

k) that interior layouts as shown on floor plans SK.3 to SK.11 inclusive shall not be subject to the requirements of development control.

(Mayor Keyes opposed)

4. WHEREAS on December 7, 1976 Planning Board recommended, and Council subsequently approved, application for a Federal/Provincial contribution of $640,737.75 to implement Section II of the Neighbourhood Improvement Redevelopment Plan; and

WHEREAS the total net budget approved was $854,317.00 of which $388,870.00 was allocated for the acquisition of non-conforming uses; and

WHEREAS one of such non-conforming uses approved by Council for acquisition is the dry cleaning and laundry establishment known as Rideau Laundry, located at 106 Rideau Street; and

WHEREAS, following negotiations with the owner and tenant of the Rideau Laundry, the total cost of acquisition of the land and buildings is recommended at $159,500.00 and the cost of relocation of the existing business is recommended at $83,460.00, making a total of $242,960.00 for acquisition of the land, the buildings and relocation of the existing business; and

WHEREAS, in the opinion of Planning Board, the cost of such acquisition exceeds the benefits which might be obtained;

THEREFORE BE IT RESOLVED that the NIP Area Citizens' Committee be informed that the City will not proceed with the acquisition of the property located at 106 Rideau Street known as the Rideau Laundry.

(Alderman Timmins opposed)

5. That the Cataraqui Region Conservation Authority be advised that the City of Kingston has no objection to the renewal of a fill permit to Irving Rosen (In Trust) with respect to filling on Lot 22, Concession III, City of Kingston.

6. WHEREAS By-Law No. 9324, 'A By-Law to Amend the Zoning for a 0.08 Hectare Parcel of Land Located on the West Side of Portsmouth Avenue South of Princess Street from C2 (Arterial) Commercial to C2.159 (Arterial) Commercial', was passed by Council on August 28, 1978; and

WHEREAS notification of the amending By-Law No. 9324 has been sent to affected property owners; and

WHEREAS two letters of objection to the By-Law have been received; and

WHEREAS the letters of objection have been considered by Planning Board.

THEREFORE BE IT RESOLVED that By-Law No. 9324, passed on August 28, 1978 (Clause 8, Report No. 83), be reaffirmed.

7. WHEREAS a subdivision agreement between the City of Kingston and Terraceview Holdings Ltd. was signed on October 28, 1974 to which the Minister of Housing gave draft approval; and

WHEREAS Section 33, of The Planning Act, provides that, where the Minister has not given approval to a final plan for registration within three years of the date upon which approval was given to the draft plan, the approval of the draft plan will lapse; and

WHEREAS draft approval of the plan of subdivision submitted by Terraceview Holdings Ltd. will lapse on December 22, 1978, and the Ministry of Housing has requested that the City advise if it concurs with an extension period for draft approval;

THEREFORE BE IT RESOLVED that the Ministry of Housing be advised that the City of Kingston concurs with any extension period requested with regard to draft approval of a plan of subdivision submitted by Terraceview Holdings Limited, subject to the renewal of a letter of credit for completion of services to be constructed under the existing subdivision agreement.

8. That, as recommended by the Development Control Committee, the following plans, submitted by Maurice H. Rollins Construction Limited, for a 58 unit motel on Princess Street south of the Parkway:

Plan #1 - Site Plan and Particulars -
Scale 1"=1'0" - Sept. 15, 1978

Plan #2 - Plans and Elevations -
Scale 1/8"=1'0" - Oct. 18, 1978

Plan #3 - Exterior Elevations -
Scale 1/8"=1'0" - Oct. 18, 1978

Plan #4 - Sign Elevation -
Scale 1/4"=1'0" - Oct. 13, 1978

Photo #5 - Sign -
Not to Scale - October 18, 1978

8. (Cont'd)

be approved, subject to the owner entering into a development agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that all parking areas and vehicular access routes be paved;*

c) *that the design and location of all exterior lighting and signs shall be subject to City approval;*

d) *that the landscaping plan shall be implemented within one year of issuance of the building permit;*

e) *that the interior layout as shown on Plan #1 shall not be subject to the requirements of development control;*

f) *that there shall be a minimum 2"Ø water service connection to the existing Princess Street 8"Ø watermain at the owner's expense;*

g) *that the electrical service shall be via underground cable from the existing overhead line on the Parkway to a vault or a pad mounted transformer;*

h) *that the existing Public Utilities Commission easement crossing the southerly portion of the site shall be moved to the south and easterly property boundaries and the existing overhead electrical line shall be relocated to the new easement and placed underground;*

i) *that prior to issuance of the building permit a grading plan to the satisfaction of the Commissioner of Works shall be filed with the City;*

j) *that the 18"Ø storm sewer manhole be adjusted under City supervision at the owner's expense;*

k) *that vehicular entrance to Princess Street be restricted to right hand turns, in and out and that the design of this entrance be submitted to the City for approval;*

l) *that design of the decorative block screen wall shall be submitted to the City for approval.*

9. That, as recommended by the Development Control Committee, the following plans, submitted by Canterbury Foods Limited with regard to property owned by J.L. Edwards Motors Limited for a restaurant at the corner of Princess Street and Nelson Street:

9. (Cont'd)

Plan #1 - Elevations - Scale 1/4"=1'0" - October 4, 1978

Plan #2 - Site Plan - Scale 1"=20' - October 2, 1978

Plan #4 - Main Floor - Scale 1/4"=1'0 September, 1978

Plan #5 - Mezzanine Floor - Scale 1/4"=1'0" September, 1978

Plan #6 - Seating Plan - Scale 1/4"=1'0" September, 1978

Plan #7 - Sign - Scale 1/2"=1'0" October 18, 1978

Photo #8 - Sign - October 18, 1978

Sample #9 - Materials - October 18, 1978

be approved, subject to the owner entering into a Development Control agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that all parking areas and vehicular access routes be paved;*

c) *that design and location of all exterior lighting and signs shall be subject to City approval;*

d) *that the landscaping plan shall be implemented within one year of the issuance of the building permit;*

e) *that, should the owner require water service of a larger size than the existing 1½"Ø, it shall be at the owner's cost;*

f) *that the electrical supply will be to a transformer and pad as shown on Plan #2 at the cost of the Public Utilities Commission, with the owner making a cash contribution to this cost to cover the difference between this type of supply and an equivalent overhead transformer;*

g) *that the owner shall be responsible for the cost of the ducts to the Princess Street lot line and for all cable beyond the front wall of the building;*

h) *that the electrical supply will be at 4160 volts from the existing overhead line on Princess Street;*

i) *that prior to issuance of a building permit a grading plan to the satisfaction of the Commissioner of Works shall be filed with the City;*

j) *that roof drainage shall be handled in the following manner:*

i) spilling onto the ground;
OR
ii) direct connection to the existing storm sewer on Victoria Street;
OR
iii) reconnecting a separate storm lateral

9. (Cont'd)

j) (Cont'd)

iii) (Cont'd)

to Nelson Street, provided that the owner reconnects the storm drain to Princess Street, at the owner's expense, when the storm sewer in Princess Street is constructed;

k) *that interior layouts as shown on Plans 4, 5 and 6 are not subject to the requirements of development control;*

l) *that a 4½' high masonry wall shall be constructed along the southerly boundary of the site, such wall to extend not closer to the street line than the line of setback and the design details shall be submitted for City approval.*

m) *that the garbage storage facility shall be totally enclosed in a manner which complements the building, and the design shall be submitted for City approval.*

n) *that vehicular exit to Victoria Street shall be limited to right turns only.*

Respectfully submitted,

CHAIRMAN

Report No. 110

October 16, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That one V-plow for use on one of the new sidewalk snow blowers be purchased from Craig Construction Equipment Ltd at a tax included price of $915.00 and that the expenditure be charged to the Reserve for the Purchase and Replacement of Equipment.

Note (a) The change from blower to plow takes about five minutes.
(b) A light snow fall, say 2". hardly warrants blowing but is better pushed off the sidewalks to avoid being compacted on the sidewalks under pedestrian traffic.
(c) The plow could be evaluated.
(d) There may be times when it could replace a bombardier sidewalk snow plow.

2. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of a 31' wide asphalt pavement (width over 28' assumed by the City) in William St from Sydenham to Clergy St under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$19,000.00
Owners' share	5,977.14
City's share	6,511.43
Anticipated MTC subsidy	6,511.43
Debenture amount	12,488.57

there being sufficient funds for this work in the Capital Budget.

Respectfully Submitted,

CHAIRMAN

Report No. 111

October 12, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Kingston Musicians Union - $2850.00 - band concerts

Note - 12 band concerts were given. The Kingston Musicians Union provide one free concert for each concert supplied by the City.

Frost Steel and Wire Co Ltd - $9684.05 - supply and erection of chain link fence at the Elder Memorial Tennis Complex

J.D.Lee Engineering Ltd - $4278.00 - professional services rendered during May and June 1978 for preparation of drawings, specifications and teder documents for renovations to the Wally Elmer Youth Centre.

Smith, Mill and Ross, Architects - $1543.04 - provessional services rendered for preparation of drawings, specifications and tender documents for the Artillery Park Pool enclosure

2. That the Agreement with the Kingston Potters' Guild for lease of space at the J.K.Tett Creativity Centre be amended to increase the rented space by 504 square feet and that the rent be increased in accordance with the approved per square foot rental rate.

3. That the Agreement with Theatre V for lease of space at the J.K.Tett Creativity Centre be amended to increase the rented space by 1215 square feet, and that the rent be increased in accordance with the approved per square foot rental rate.

4. That By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended as follows -

...../2

Section 1

Add the following definitions -

(g) "Profit" when used in the Fee Schedules in this by-law shall mean -

(i) any organization or person whose purpose is to make a profit through the operation of its activities, or

(ii) any organization or person whose purpose cannot be characterized as being for the general benefit of the Community.

(h) "Non-profit" when used in the Fee Schedules to this by-law shall mean -

(i) any organization or person whose purpose is not to make a profit through the operation of its activities an proof of same shall be produced upon request by the Commissioner of Parks and Recreation, or

(ii) any organization or person whose purpose can be characterized as being for the general benefit of the Community and proof of same shall be produced upon request by the Commissioner of Works and Recreation.

Schedule "C"

Delete and substitute therefor a new Schedule "C" attached as Appendix "A".

Schedule "D"

Delete Seasonal Rates and substitute therefor the following

	Golf	Golf Tennis	Tennis
Senior (Full)	$125.00	$150.00	$35.00
Senior (Restricted)	90.00	115.00	-
Senior Citizen	50.00	60.00	20.00
Junior	45.00	55.00	20.00
Family	190.00	240.00	70.00

Legend

* Delete "110.00" in line four and substitute "125.00".
** Delete "150.00" in line one and substitute "190.00".

Add the Schedule of Rates for Rental of Bell Park Golf Course Clubhouse attached as Appendix "E".

Schedule "I"

Add a new Sub-section attached as Appendix "C"

Schedule "J"

Delete and substitute therefor a new Schedule "J" attached as Appendix "D".

...../3

Schedule "M"

Add Schedule of Rates for Meeting Rooms and Multi-purpose Area attached as Appendix "E".

Community Facility Application Form

Add form attached as Appendix "F".

5. That the tender of Acton Construction, in the amount of $25,873.00 for construction of an addition to the Cook Youth Centre, be accepted being the lowest tender received, provision for this expenditure having been made in the 1978 Capital Budget.

Respectfully submitted,

Chairman

BY-LAW #19

SCHEDULE "C"

Schedule of Rates for Rental of Facilities in Youth Centres (COOK & ELMER)

Should be amended to read:

Second Floor Auditorium

Non-profit

- Half Auditorium	$ 3.50 per hour
- Whole Auditorium	5.00 per hour

Profit

- Half Auditorium	$ 5.00 per hour
- Whole Auditorium	10.00 per hour

Ground Floor Facilities

Non-profit

- For first four (4) hours	$60.00
- For each additional hour	7.00

Profit

- For first four (4) hours	$100.00
- For each additional hour	10.00

Please note:

Should Artillery Park or either Youth Centre be rented outside of normal shift hours, an additional charge will be levied to compensate for the wages of a staff person to supervise the facility.

BY-LAW #19

SCHEDULE "D"

Schedule of Rates for Rental of Belle Park Golf Course Clubhouse

A. Golf Season

Evenings Only (8:00 P.M. - 1:00 A.M.)

Non-profit	(5-hr.period)	$30.00
	- or	7.00 per hour
Profit	(5-hr.period)	$50.00
	- or	12.00 per hour

B. Golf Off-Season

Non-profit

8:00 A.M. - 12:30 P.M.	$20.00 or $7.00/h
12:30 P.M. - 5:00 P.M.	20.00 or 7.00/h
5:00 P.M. - 1:00 A.M.	45.00 or 7.00/h

Profit

8:00 A.M. - 12:30 P.M.	$30.00 or $10.00/
12:30 P.M. - 5:00 P.M.	30.00 or 10.00/
5:00 P.M. - 1:00 A.M.	65.00 or 10.00/

Please note:

The City exercises first right of refusal to cater for food and non-alcholic beverages.

BY-LAW #19

SCHEDULE "I"

Schedule of Rates for Rental of
John K. Tett Creativity Centre

A subsection should be added as follows:

Rotary Rotunda

Non-profit	$ 3.50 per hour
Profit	6.00 per hour

Please note:

Fifteen tables and thirty chairs are supplied to groups utilizing the Rotunda - any additional requirements are supplied by users.

- Rotunda does not qualify for a liquor license;
- User groups are responsible for opening and closing of facility;
- As outlined in Schedule "I", groups having leases at the Tett Centre may reserve the Rotunda free of charge.

BY-LAW #19

SCHEDULE "J"

Schedule of Rates for Rental of
Richardson Bath House & City Park
Recreation Centre

Should be amended to read:

A. Richardson Bath House

Non-profit	$ 3.50 per hour
Profit	6.00 per hour

Please note:

Size of building limits type of event held there;

- Tables & chairs supplied by user groups;
- User groups are responsible for opening and closing of facility.

B. City Park Recreation Centre

Non-profit

8:00 A.M. - 12:30 P.M.	$20.00
12:30 P.M. - 5:00 P.M.	20.00
5:00 P.M. - 1:00 A.M. (Cleared by 2:00 A.M.)	35.00

Profit (or for celebrations of any sort; i.e. parties, stags,etc.)

8:00 A.M. - 12:30 P.M.	$30.00
12:30 P.M. - 5:00 P.M.	30.00
5:00 P.M. - 1:00 A.M. (Cleared by 2:00 A.M.)	50.00

Please note:

Tables & chairs are supplied by user groups;

- User groups are responsible for opening and closing of facility;
- Difference in charge in comparison with the Rotary Rotunda is that the City Park Recreation Centre is approved for a liquor license and thus a large number of celebration type events are held there.

BY-LAW #19

SCHEDULE "M"

Schedule of Rates for Rental of Artillery Park Complex

Meeting Rooms (2)

Non-profit	$ 3.50 per hour
Profit	6.00 per hour

Multipurpose Area

Non-profit

- For first four (4) hours	$35.00
- For each additional hour	10.00

Profit

- For first four (4) hours	$70.00
- For each additional hour	15.00

COMMUNITY FACILITY APPLICATION FORM

Name of Applicant or Organization.....

Contact Person..... Phone (res.).....

Address..... (bus.).....

Facility Requested

Cook Bros. Youth Centre ..... Rotary Rotunda .....
Wally Elmer Youth Centre..... City Park Recreation Centre .....
Artillery Park Complex..... Richardson Bathhouse .....
Golf Course .....

Area of Facility.....

Date of Event _____ From _____ To _____
_____ From _____ To _____
_____ From _____ To _____

Purpose of Request 1) Fund Raising .....
2) Celebration ..... Nature .....
3) Other.....

Anticipated Attendance .....

Admission Fee Charged: Yes..... No ..... Amount .....

Distribution of Alcoholic Beverages: Yes ..... No .....

I/We agree to rent the _____ at _____ in accordance with the above dates and times at the rate of _____.

It is further agreed that I/We:

1) will make rental payment at least two days prior to event -
2) will idemnify and save harmless the City of Kingston, Parks and Recreation Department from and against all claims, demands, loss, costs, damages, actions, suits, or other proceedings by whomsoever made, sustained, brought or prosecuted in any manner, based upon, occasioned by or attributable to any injury or damage arising or resulting from any act or omissions of myself/our organization, its servants or agents in using the said demised premises -
3) will leave the premises in good repair, reasonable wear and tear and damage by fire, lightning, and tempest only excepted -
4) if distributing liquor, will provide our Department with a copy of the necessary Provincial Liquor License prior to the event.

_____ _____
Signature of Applicant Date

Approved _____ Rejected _____ _____ _____
Department Representative Date

REPORT NO. 112

October 18, 1978.

To the Mayor and Aldermen:

The Finance & Accounts Committee reports and recommends as follows:

1. That, as recommended by the Parks & Recreation Committee, the quotation of Friendship Construction Company in the amount of $700.00, being the lowest quotation received, for the repair of the parapet wall at 19 Queen Street, be accepted, it being noted that these repairs are necessary to meet the requirements of a Property Standards Order;

   and further, that the following budget transfer be approved:

	Increase	Decrease
CITY PROPERTY		
Account No. 3218	$700.	
FINANCE - CONTINGENCIES		$700.

2. WHEREAS upon the recommendation of the Planning Board, City Council passed a resolution in 1973 providing that applications for permits for demolition of buildings shown in the List of Buildings of Architectural and Historic merit must be referred by the Chief Building Inspector to Council for issuing of a demolition permit;

   AND WHEREAS the City Solicitor has advised that the City has no legal authority to withhold the building permit for demolition unless a building has been designated by By-Law under the Heritage Act or the City has passed a By-Law under Section 37(a) "Designating Areas of Demolition Control";

   THEREFORE BE IT RESOLVED that the Chief Building Inspector be authorized to issue a demolition permit to A. & M. Properties Limited for the building located at 684-688 King Street West;

   AND FURTHER that the Planning Board be requested to review the policy of referring to Council applications for demolition permits for buildings shown on the list of buildings of Architectural and Historic Merit in view of the advice received from the City Solicitor.

3. That an interim appropriation of $3,700 be approved to cover the expenses in connection with the appointment of a Chief Administrative Officer for the City of Kingston based on the following estimates:

a)	Advertising Costs	$1,700.
b)	Expenses of final applicants travelling beyond a distance of 300 miles (approved by Finance Committee in September, 1978)	1,000.
c)	Interview (Screening) Committee Expenses to include travelling, long distance telephone, photocopying, etc.	1,000.
	TOTAL:	$3,700.

3. (Cont'd)

And further that the monies be provided from Finance-Contingencies.

4. That, as recommended by the Public Works Committee a By-Law be presented to Council to authorize the construction of storm sewers and replacement of sanitary sewers in Area A, under the provisions of Section 7 of the Local Improvement Act (Quebec/Cherry Street) (Petition).

Total Estimated Cost	$406,400.00
Owners Share (Storm Sewers)	5,743.26
Anticipated M.T.C. Subsidy	92,940.59
City's share (to include cost of sanitary sewer replacement)	307,716.15
Debenture amount	$313,459.41

And further that the following Capital Budget amendments be approved:

	Increase	Decrease
LOCAL IMPROVEMENT - SANITARY SEWERS		
Easement - Lappins Lane - Counter and West Counter, Alcan Spur Westerly.	-	$78,000.00
GENERAL RATE - NEW ROAD CONSTRUCTION, ETC.		
Queen, Bagot to Barrie	-	$24,000.00
LOCAL IMPROVEMENT - STORM SEWERS		
Elliot Avenue from Day to Hagerman Avenue	-	$20,000.00
LOCAL IMPROVEMENT - ROAD CONSTRUCTION, ETC.		
William Street from Sydenham to Clergy.	-	459.41
Cataraqui Street from Orchard Street Easterly 320'	-	$21,000.00
LOCAL IMPROVEMENTS		
Construction of Storm Sewers and replacement of sanitary sewers - Area "A" (Quebec/Cherry Street Area).	$143,459.41	-
	$143,459.41	$143,459.41

(Note: The 1978 Capital Budget already includes the amount of $170,000. for this purpose).

5. That the Regular Meeting of City Council scheduled for November 13, 1978 be held on November 6, 1978.

(Note: November 13 is Election Day in the City of Kingston).

6. WHEREAS at the meeting of City Council held on April 24, 1978, the proposal of Bob Martin Construction Co. Ltd. for a development at Bath Road and Queen Mary Road, as extended, was accepted, subject to review after August 31, 1978;

AND WHEREAS Bob Martin Construction Co. Ltd., have notified that they wish to proceed with the original proposal for the construction of a 167 unit apartment building, and have requested an extension until November 30, 1978;

THEREFORE BE IT RESOLVED that Bob Martin Construction Co. Ltd. be granted an extension until November 30, 1978 on the following conditions:

a) The Company, upon issuance of the Bulding Permit for excavation and foundation, will make immediate payment to the City of $50,000.

b) The balance of $451,000 shall be paid when the first draw is made from the Mortgage Company and in no event later than April 1st 1979.

c) The City will not convey title to the property to the Company until payment in full has been received.

d) All other conditions of the proposal approved by Council on April 24, 1978, including the zone change from B1.110 (14.5 units per acre) to (28 units per acre) to permit the construction of 167 units shall remain unchanged.

and further - that the Company will enter into a save harmless agreement with the City upon issuance of a building permit for the excavation and foundation work if the zone change has not been approved by the Ontario Municipal Board.

(Note: The April 24, 1978 proposal provided for payment of $3,000 per unit i.e.

167 units at $3,000 per unit	*$501,000*
Less monies upon issuance of building permit	*50,000*
To be paid when first draw is made from Mortgage Company - not later than April 1st 1979	*$451,000*

The Planning Board has scheduled a Public Meeting for October 31st 1978 regarding the zone change and will then make a recommendation to Council on the zone change and the issuance of a building permit for the excavation and footings.)

7. WHEREAS a petition having approximately 1,500 signatures was presented to City Council at the meeting of October 9th, 1978, requesting that employees making $18,000. per year and over be excluded from payment of any fringe benefits and all further increases be held at 4%;

AND WHEREAS this petition was referred to the Finance & Accounts Committee for a recommendation to Council;

THEREFORE BE IT RESOLVED that after consideration of the petition by the Finance & Accounts Committee it is recommended that no action be taken on the petition for the following reasons:

7. (Cont'd)

a) Historic aspects of negotiations would show that increases of 4% in the negotiation areas are low and, in view of this, to try to retain increases at 4%, however desirable, would be unrealistic.

b) There would be a possibility of being accused of bargaining in bad faith if negotiations were entered into with an amount of 4% being established for increases and the elimination of the payment of fringe benefits for employees making $18,000 a year and over from the contracts, it being noted that there is a philosophy in the whole realm of collective bargaining, that while you might state desirable guidelines in the first instance, it is believed you cannot take a stand that would be as strong as the two requests in the petition.

c) That, as the petition was not specific it was determined, that it applied to all employees of the City and therefore the following reasons for no action on the petition would also apply:

i) A two year agreement has already been entered into with one of the major union locals.

ii) Some employee groups have the right to refer a proposal for wage increases, etc., to arbitration and the City is bound by such arbitration awards. It is doubtful that an Arbitration Board would hold to a 4% increase and the elimination of the payment of fringe benefits to employees making $18,000 per year and over in view of other approved increases, recent increases in the minimum wage and social services payments.

iii) It would be most unfair to hold some groups of City employees, to 4% and non-payment of fringe benefits as it would disturb the whole scale of wages and benefits being awarded to City employees and discriminate against these employees by dealing with them on a totally different basis.

d) The control of the whole City budget is an easier process than to set absolute terms of remuneration without regard for the bargaining process.

AND FURTHER, that the members of Council will continue the City policy of endeavouring to provide the most desirable level of service at the least cost to the taxpayers.

8. That, as recommended by the Public Works Committee, an easement as shown coloured red on a plan prepared by the Public Works Department and on file in the office of the Clerk-Comptroller be obtained from Mr. J.R. Wilkinson, Napanee, Ontario for the box culvert that is in place on Lot 7, Portsmouth Avenue, under the following conditions:

8. (Cont'd)

a) The area to be acquired is 13.5 feet x 120 feet.

b) Parking on the easement will be limited to cars or one-half ton trucks and only if someone is home to remove them in the event of an emergency.

c) Compensation for restoration of grounds by the owner, including legal fees, to be $482.00 to be charged to Account 313-75.

Respectfully Submitted,

CHAIRMAN

The Finance and Accounts Committee may present the following clause:

9. That the agreement with 361029 Ontario Limited for Block "C" (Marina City), Section 22, be amended to extend the date of application for a Building Permit from November 1st, 1978 to April 1st, 1979 and to delete the approval of the company's building plans by Central Mortgage and Housing Corporation so that Section 22 shall now read as follows:

"22....the Company agrees to apply for a building permit on or before April 1st, 1979 and the Company further agrees that within 60 days of the issuance of a building permit the Company shall commence construction and continue construction without interruption. In the event that the Company does not perform within the time limits set out in this paragraph (other than the time set for completion of construction) the City may at its option, such option to be exercised within thirty (30) days of being requested to by the Company, declare this agreement null and void and the agreement dated June 22, 1970 and the agreement dated December 13, 1971 shall be valid and binding, and the City shall reconvey the pedestrian walkway or the City may declare this agreement to be valid and binding."

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 6 be given their First & Second Readings.

(B) That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Law 7 its Third Reading.

(C) That By-Laws 7 to 11 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law No. 5920, "A By-Law to Provide for the Licensing of Plumbing Contractors and Master Plumbers in the City of Kingston and for the Repeal of By-Law No. 3222". (Add new Sections 23 to 29 as per Schedule "A").

(FIRST & SECOND READINGS) (PROPOSED NO. 9363)
Clause 1, Report No. 107, 1978

(2) A By-Law to Amend By-Law No. 2566, "A By-Law to Provide for the Licensing of Electricians in the City of Kingston and for the Repeal of By-Law No. 832". (Add new Sections 28 to 37 as per Schedule "B").

(FIRST & SECOND READINGS) (PROPOSED NO. 9364)
Clause 2, Report No. 107, 1978

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kinston, Subject to the Provisions of the Highway Traffic Act". (Prohibition of Parking next to the Entrances to North Hill Street Park on Montreal Street and on Sydenham Street).

(FIRST & SECOND READINGS) (PROPOSED NO. 9365)
Clause 3, Report No. 108, 1978

(4) A By-Law to Authorize the Construction of a 31' Wide Asphalt Pavement in William Street from Sydenham to Clergy Street Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9366)
Clause 2, Report No. 110, 1978

(5) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corporation". (Clause 4, Report No. 111).

(FIRST & SECOND READINGS) (PROPOSED NO. 9367)
Clause 4, Report No. 111, 1978

(6) A By-Law to Authorize the Construction of Storm Sewers and Replacement of Sanitary Sewers in Area A, Under the Provisions of Section 7 of The Local Improvement Act (Petition). (Quebec/ Cherry Street).

(FIRST & SECOND READINGS) (PROPOSED NO. 9368)
Clause 4, Report No. 112, 1978

BY-LAWS (Cont'd)

(7) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 23, 1978.

(THREE READINGS) (PROPOSED NO. 9369)
City Council Meeting No. 26

~~(8)~~ A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in The Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 3 and 7, Report No. 101).

(THIRD READING) (PROPOSED NO. 9352)
Clauses 3 & 7, Report No. 101, 1978

(9) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in The Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 6, Report No. 101).

(THIRD READING) (PROPOSED NO. 9353)
Clause 6, Report No. 101, 1978

(10) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corproation" (Revised Tent-Trailer Rates - Lake Ontario Park).

(THIRD READING) (PROPOSED NO. 9354)
Clause 3, Report No. 102, 1978

(11) A By-Law to Amend By-Law No. 7080, "A By-Law Respecting the Fire Department, 1971" (Personnel Related Matters).

(THIRD READING) (PROPOSED NO. 9355)
Clause 2, Report No. 104, 1978

MOTIONS

Local Govt.
FEB 05 1979

CITY COUNCIL MEETING NO. 26

The Regular Meeting of City Council was held on October 23, 1978, at 8:05 p.m. in the Council Chamber, City Hall. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (14)

TABLING OF DOCUMENTS

MINUTES

Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That the Minutes of City Council Meeting No. 24 held on Tuesday, October 10, 1978, be amended to divide By-Laws No. (9) into the following two By-Laws:

(9A) A By-Law to Designate Certain Property Within the Municipality to be of Historic or Architectural Value or Interest.

(THREE READINGS) (PROPOSED NO. 9360A)
Clause 13, Report No. 89, 1977
Clause 5, Report No. 72, 1978
Clause 5, Report No. 83, 1978

(9B) A By-Law to Designate Leahurst, South Cottage and the Gazebo as Properties of Historic or Architectural Value or Interest.

(THREE READINGS) (PROPOSED NO. 9360B)
Clause 13, Report No. 89, 1977
Clause 5, Report No. 83, 1978

- and -

That the Minutes of City Council Meeting No. 24 held on Tuesday, October 10, 1978, be adopted as amended.

CARRIED

COMMUNICATIONS

Filed

(673) Minutes of the N.I.P. Citizens Committee Meetings Nos. 40 & 41 held September 25 and October 2, 1978.

(Copies have been distributed to members of Council).

(674) Minutes of Meeting No. 23 of the Public Utilities Commission of the City of Kingston, held on October 3, 1978.

(Copies have been distributed to members of Council).

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(675) From the Reinforcing Steel Institute of Ontario advising that their Members had an interesting, informative, and enjoyable Convention in the City of Kingston on September 21 to 24 and that a great deal of credit is due to some of the business people of Kingston. They notify that their group (approx. 80 people) spent some $12,000 on accommodation, food and entertainment during their stay in the City, in addition to all personal shopping.

(Copies have been distributed to members of Council).

(676) Statement of Revenue and Expenditures for the month of August, 1978, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	Amended 1978 Budget Estimates*	1978 to date	Month of July 1978	1977 to date
Operating Deficit:	$597,100.	$476,926.	$ 99,808.	$504,008.
Debentures:	27,690.	18,460.	2,307.	24,133.
	$624,790.	$495,386.	$102,115.	$528,141.

Referred to the City of Kingston Planning Board

(677) From Mr. & Mrs. Chabot, 656 Johnson Street notifying that as residents of Sydenham Ward they are very concerned about what is taking place in their neighbourhood in connection with the conversion of one and two family dwellings into rooming houses.

(678) From Mr. G.W. Locklin, Chairman, By-Law Interpretation Committee, Sydenham Ward Tenants' and Ratepayers' Association providing a summary of both the past efforts and the present position of the Association in respect to the issue of building additions in Zone A.

Which Had Been Referred to the Transportation Committee

(679) From the Kingston Jaycees Inc., applying for permission to hold their 22nd annual Santa Claus Parade on Saturday, November 18, 1978.

Which Had Been Referred to the Chief Building Official

(680) From the Ministry of Consumer and Commercial Relations, Technical Standards Division, enclosing copies of the amended Building Code Act.

Referred to the City of Kingston Planning Board

(681) From the Township of Pittsburgh enclosing Appointment for Hearing from the Ontario Municipal Board in connection with the Township of Pittsburgh's application for approval of its Restricted Area By-Law No. 31-77.

COMMUNICATIONS (Cont'd)

Referred to the City of Kingston Planning Board (Cont'd)

(682) From the Ministry of Housing, commenting on the Proposed Amendment to the Official Plan for the City of Kingston, Proposed Amendment No. 95 - 1978 Review - Amendments resulting from changes to By-Law 8499, following the O.M.B. Hearings and notifying that they wish to receive evidence of the public hearing prior to their continuing to process this application.

(683) Application for Fill Permit from Greenwood Bros. Limited has been received by the Cataraqui Region Conservation Authority. The present fill permit expires on December 31, 1978 and renewal is requested for the 1979 calendar year.

(684) From the Sydenham Ward Tenant and Ratepayers Association, notifying of their opposition to By-Law No. 9343 rezoning lands of Homestead Land Holdings Ltd., northwest of Ontario and West Streets and at 131-133 King Street East. They also oppose Official Plan Amendment No. 97, given three readings by City Council as By-Law No. 9346

Referred to the Finance & Accounts Committee

(685) From the County of Lennox & Addington requesting endorsation of their resolution that the Lake Ontario Regional Library Board be requested to acknowledge the present atmosphere of financial restraint by reviewing its present priorities in harmony with the prevailing situation at local government levels.

PETITIONS

REPORTS

Ald. Gerretsen presented Report No. 107 of the Community Services Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Report No. 107 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 107

October 12, 1978

To the Mayor and Members of Council:

The Community Services Committee reports and recommends as follows:

REPORTS (Cont'd)

Report No. 107 - Community Services Committee (Cont'd)

1. That By-Law No. 5920, 'A By-Law to Provide for the Licensing of Plumbing Contractors and Master Plumbers in the City of Kingston' be amended as detailed on Schedule 'A', as amended, attached hereto.

CARRIED AS AMENDED
(See following Motion of Amendment)

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Schedule "A" referred to in Clause 1 of Report No. 107, and attached thereto, be amended to delete the reference to the word "promptly" in Clause 1 (3) and substitute therefor the words "within forty-eight hours thereafter" so that Clause 1 (3) shall now read as follows:

"(3) By adding the following as Section 24:

'24. Any change in the persons composing a firm or persons representing a Corporation, or in the location of a business shall be reported to the Corporation within forty-eight hours thereafter."

CARRIED

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Schedule "A" referred to in Clause 1, of Report No. 107, and attached thereto, be amended to add in Clauses 1 (4) and (5) after the word "firm', the words 'or Corporation' so that Clauses 1 (4) and (5) shall now read as follows:

"(4) By adding the following as Schedule 25:

'25. No person, firm or corporation licensed under this By-Law shall allow his name to be used by any other person or firm, licensed or unlicensed.

(5) By adding the following as Schedule 26:

'26. Every person, firm or corporation to whom this By-Law relates shall upon changing his address notify the Corporation of such change within forty-eight hours thereafter and give his new address."

CARRIED

2. That By-Law No. 2566, 'A By-Law to Provide for the Licensing of Electricians in the City of Kingston' be amended as detailed on Schedule 'B', as amended, attached hereto.

CARRIED AS AMENDED
(See following Motion of Amend

REPORTS (Cont'd)

Report No. 107 - Community Services Committee (Cont'd)

2. (Cont'd)

Moved by Ald. Gorham,
Seconded by Ald. Gerretsen,

a) That Schedule "B" referred to in Clause 2 of Report No. 107, and attached thereto, be amended to add the words "or its" in line 4 of Subsection 1(1) so that Subsection "4" of the By-Law shall now read as follows:

"4. Electrical Contractor shall mean a person, firm, company or corporation that maintains an established place of business in Ontario and is either himself or maintains in his or its employ one or more full-time licensed Master Electricians in good standing, licensed by the City of Kingston."

b) That Schedule "B" referred to in Clause 2, of Report No. 107, and attached thereto, be amended to delete the word "promptly" in clause 1 (5) and substitute therefor the words "within forty-eight hours thereafter" so that Clause 1 (5) shall now read as follows:

"(E) By adding the following as Section 31:

'31. Any change in the persons composing a firm or person representing a corporation, or in the location of a business, shall be reported to the Corporation of the City of Kingston within forty-eight hours thereafter."

c) That Schedule "B" referred to in Clause 2 of Report No. 107, and attached thereto, be amended to add in clause 1) (7) the words "or corporation" so that Clause 1 (7) shall now read as follows:

"(7) By adding the following as Section 33:

"33. Every person, firm or corporation to whom this By-Law relates shall upon changing his address, notify the Corporation of the City of Kingston of such change within 48 hours thereafter and give his new address."

CARRIED

3. That the following resolution of the City of Kitchener be endorsed:

"That in response to Bill 105, An Act to Provide for the Licensing of Businesses by Municipalities, we would respectfully solicit the support of the Province respecting the following, namely:

1. That Bill 105 contain provisions for the municipality to charge non-resident hawkers and pedlars license fees substantially in excess of the fee which would apply to resident hawkers and pedlars.

2. That provisions be included therein whereby the municipality has the power to prohibit any business operation. Bill 105 seems to extend the power to licence, regulate and govern a business but not to prohibit except where a licence is required and has not been obtained by the said business."

CARRIED

REPORTS (Cont'd)

Report No. 107 - Community Services Committee (Cont'd)

4. That the following resolution of the Town of Trenton be endorsed:

"WHEREAS the incidence of vandalism continues to increase; and

WHEREAS the municipalities and the property owners must bear the cost of this destruction; and

WHEREAS it is apparent that the laws are ineffective as a deterrent to this crime;

BE IT RESOLVED that the Federal and Provincial Attorneys-General be requested to convene a meeting of elected officials from the three levels of Government and of police officials, for the purpose of discussing a change in the law that would provide heavier penalties as well as restitution to the victims of vandalism;

AND FURTHER that all citizens be urged to support their Police Departments by reporting acts of vandalism and by being prepared to act as witnesses if they see such acts of vandalism being committed."

CARRIED

Respectfully submitted,

(Signed) *J.P. Gerretsen* (Chairman)
K.W. Matthews
John Clements
Lois E. Miller

* * *

BY-LAW NO. 9363

A BY-LAW TO AMEND BY-LAW NO. 5920, "A BY-LAW TO PROVIDE FOR THE LICENSING OF PLUMBING CONTRACTORS AND MASTER PLUMBERS IN THE CITY OF KINGSTON, AND FOR THE REPEAL OF BY-LAW NO. 3222"

PASSED:

The Council of the Corporation of the City of Kingston enacts as follows:

1. By-Law No. 5920, "A By-Law to Provide for the Licensing of Plumbing Contractors and Master Plumbers in the City of Kingston, and for the Repeal of By-Law No. 3222", as amended, is hereby further amended as follows:

(1) By adding the words "full time" immediately following the word "licensed" in Section 4, and by adding the words "or its" immediately before the word "employ" in Section 4, so that Section 4 shall now read as follows:

"4. PLUMBING CONTRACTOR - shall mean a person, firm, company or corporation that maintains an established place of business in Ontario and is either himself a Master Plumber, or maintains in his or its employ one or more licensed full time Master Plumbers in good standing."

(2) By adding the following as Section 23:

"23. The Corporation of the City of Kingston may require any person to whom this by-law applies to submit for a re-examination by the Examining Board, but there shall not be more than one re-examination in any five year period."

(3) By adding the following as Section 24:

"24. Any change in the persons composing a firm or persons representing a corporation, or in the location of a business shall be reported to the Corporation within 48 hours thereafter."

(4) By adding the following as Section 25:

"25. No person, firm or corporation licensed under this by-law shall allow his name to be used by any other person or firm, licensed or unlicensed."

(5) By adding the following as Section 26:

"26. Every person, firm or corporation to whom this by-law relates shall upon changing his address notify the Corporation of such change within forty-eight hours thereafter and give his new address."

(6) By adding the following as Section 27:

"27. Every Plumbing Contractor shall ensure that:

i. All work vehicles used by him in the course of business shall have painted on both sides of each such vehicle in letters and figures not

(6) (cont'd)

less than 0.1 meters in height, clearly legible at a distance of 6.0 meters, the words, "Kingston License No.," followed by the number of the license issued by the City to such contractor; and

ii. all printed or written advertising material including any published advertisement in a newspaper, periodical, directory or other publication used by such contractor in the course of such business shall bear in clearly legible letters and figures the same inscription."

(7) By adding the following as Section 28:

"28. No Master Plumber shall act as such for more than one Plumbing Contractor at one time."

(8) By adding the following as Section 29:

"29. A Master Plumber shall notify the Corporation of the City of Kingston in writing upon ceasing to act as a Master Plumber for one Plumbing Contractor and upon commencing to act as a Master Plumber for another Plumbing Contractor."

2. This by-law shall come into force and take effect on its passing.

GIVEN FIRST AND SECOND READINGS the 23rd day of October, 1978

GIVEN THIRD READING AND FINALLY PASSED the

DEPUTY CITY CLERK MAYOR

BY-LAW NO. 9364

A BY-LAW TO AMEND BY-LAW NO. 2566, "A BY-LAW TO PROVIDE FOR THE LICENSING OF ELECTRICIANS IN THE CITY OF KINGSTON"

PASSED:

The Council of the Corporation of the City of Kingston enacts as follows:

1. By-Law No. 2566, "A By-Law to Provide for the Licensing of Electricians in the City of Kingston", as amended, is hereby further amended as follows:

(1) By adding the words "full time" after the words "one or more" in Section 4, and by adding the words "or its" before the word "employ", so that Section 4 shall now read as follows:

"4. Electrical Contractor shall mean a person, firm, company or corporation that maintains an established place of business in Ontario and is either himself or maintains in his or its employ one or more full time licensed master electricians in good standing, licensed by the City of Kingston."

(2) By adding the following as Section 28:

"28. The Corporation of the City of Kingston may require any person to whom this by-law applies to submit for a re-examination by the Examining Board, but there shall not be more than one re-examination in any five year period."

(3) By adding the following as Section 29:

"29. The Corporation of the City of Kingston may issue a special license to permit a qualified expert or specialist to install special wiring and connections for electrical experiments, research work for new inventions at a specified location, provided that the other provisions of the by-law are complied with."

(4) By adding the following as Section 30:

"30. Electricians employed by visiting theatrical or performing companies may work without a license, as assistants to and under the supervision of an electrician certified by the Province of Ontario."

(5) By adding the following as Section 31:

"31. Any change in the persons composing the firm or persons representing the corporation, or in the location of a business, shall be reported to The Corporation of the City of Kingston within 48 hours thereafter."

(6) By adding the following as Section 32:

"32. No person licensed under this by-law shall allow his name to be used by any other person, licensed or unlicensed."

.../2

(7) By adding the following as Section 33:

"33. Every person, firm or corporation to whom this by-law relates shall upon changing his address notify the Corporation of the City of Kingston of such change within forty-eight hours thereafter and give his new address."

(8) By adding the following as Section 34:

"34. Every Electrical Contractor shall ensure that:

i. All work vehicles used by him in the course of business shall have painted on both sides of each such vehicle in letters and figures not less than 0.1 meters in height and clearly legible at a distance of 6.0 meters, the words, "Kingston License No.," followed by the numbers of the license issued by the City to such contractor; and

ii. All painted or written advertising material including any published advertisement in a newspaper, periodical, directory or other publication used by such contractor in the course of such business shall bear in clearly legible letters and figures the same inscription."

(9) By adding the following as Section 35:

"35. No Master Electrician shall act as such for more than one Electrical Contractor at one time."

(10) By adding the following as Section 36:

"36. A Master Electrician shall notify the Corporation in writing upon ceasing to act as a Master Electrician for one Electrical Contractor and upon commencing to act as a Master Electrician for another Electrical Contractor."

(11) By adding the following as Section 37:

"37. The Corporation of the City of Kingston shall accept in an application for a Master Electrician's license in lieu of an Examination Certificate from the City of Kingston Examining Board proof that the applicant is the holder of a current Master Electrician's license in any of the areas designated in Schedule "A" hereto.

(12) By adding Schedule "A", which is attached hereto and formi part of this by-law as Schedule "A".

2. This by-law shall come into force and take effect on its p

GIVEN FIRST AND SECOND READINGS the 23rd day of October, 1978.

GIVEN THIRD READING AND FINALLY PASSED the

DEPUTY CITY CLERK MAYOR

SCHEDULE "A"

1. The Cities of:

Brantford

Guelph

Hamilton

Kingston

Kitchener

London

Ottawa

Windsor

2. The Municipality of Metropolitan Toronto.

REPORTS (Cont'd)

Ald. Tarnowecky presented Report No. 108 of the Transportation Committee as follows:

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 108 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 108

To the Mayor and Aldermen: October 11th, 1978.

The Transportation Committee reports and recommends as follows:

1. That, notwithstanding the provisions of By-law 10, the Hadassah-Auxiliary be permitted to erect a banner across Princess Street at Bagot Street, beginning October 25th, 1978 for a period of two weeks, to advertise the Hadassah-Auxiliary Bazaar to be held on November 8th, 1978.

CARRIED

2. That King Street be closed from Lower University to West Street on November 11th, 1978, commencing at 10:30 a.m. for a period of two hours, to conduct Remembrance Day memorial services.

CARRIED

3. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide for prohibition of parking next to the entrances to North Hill Street Park on Montreal Street and on Sydenham Street.

NOTE: By adding to section 19 the following:

"Montreal Street
from 105 feet north of Bay
to 224 feet north of Bay - West Side

Sydenham Street
from 72 feet north of Bay
to 178 feet north of Bay - East Side "

CARRIED 12:2

Respectfully Submitted,

(Signed) *Y. Tarnowecky* (Chairman)
T.D. French
G. Allmark
John Clements
G. Webb

* * *

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 109 of the City of Kingston Planning Board as follows:

Council consented to the addition of subsection m) to Clause 8 of Report No. 109 which reads as follows:

"m) In the case of a non-residential building or the non-residential part of a combined residential and non-residential building a charge of 17¢ for each square foot of gross floor area the creation of which is authorized by the building permit for which 17¢ shall be for sanitary sewers and nil cents for storm sewers shall be paid by the owner."

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Report No. 109 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 109

October 17, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

Ald. Gerretsen declared a conflict of interest in Clause 1 as he is the solicitor for the Association for the Mentally Retarded.

1. WHEREAS a Zone Change Application has been received from Mr. W. O'Hara and Miss D. O'Hara for property located at 392 Alfred Street, to change the zoning designation from B3 (Multiple Family) Residential to a designation which would permit the operation of a group home for mentally retarded adults; and

WHEREAS such group homes are presently only permitted in Zones B (Three to Six Family) Residential, C (Commercial) and E (Special Education and Medical); and

WHEREAS it is proposed that a policy be developed by the City of Kingston with respect to group homes, such policy to be based on guidelines produced by the Provincial government; and

WHEREAS such group home policy has not yet been formulated;

THEREFORE BE IT RESOLVED that the Zone Change application submitted for Mr. W. O'Hara and Miss D. O'Hara with respect to property at 392 Alfred Street be not approved.

CARRIED
(Ald. Gerretsen Abstained)

Ald. Gorham declared a conflict of interest in Clause 2 as he is solicitor for the Ontario Government.

REPORTS (Cont'd)

Report No. 109 - Planning Board (Cont'd)

2. WHEREAS on September 14, 1978, Minto Construction Limited presented to the Planning Board its concept plans for a development on the Place d'Armes site; and

WHEREAS, at that time, Minto Construction Limited requested that Council resolve to request the Province of Ontario to agree to the containment of the OHIP lands and office needs within the project; and

WHEREAS representatives of the Provincial government have indicated that it is contrary to Government policy to deal exclusively with a private developer and that Minto Construction is free to respond to a proposal call which will be made for the construction of the OHIP building;

THEREFORE BE IT RESOLVED that the request of Minto Construction for a resolution of Council requesting the Province of Ontario to agree to the incorporation of the OHIP project within the proposed Minto project be not approved.

CARRIED
(Ald. Gorham Abstained)

3. That the following plans, submitted by the Religious Hospitallers of St. Joseph of the Hotel Dieu of Kingston, for an extension to the existing Hotel Dieu Hospital:

Plan SK.1 - Site Area - August, 1978

Plan SK.2 - Level Sub O - August, 1978

Plan SK.3 - Level O - August, 1978

Plan SK.4 - Level 1 - August, 1978

Plan SK.5 - Level 2 - August, 1978

Plan SK.6 - Level 3 - August, 1978

Plan SK.7 - Level 4 - August, 1978

Plan SK.8 - Level 5 - August, 1978

Plan SK.9 - Level 6 - August, 1978

Plan SK.10 - Level 7 - August, 1978

Plan SK.11 - Level 8 - August, 1978

Plan SK.12 - Elevations & Cross Sections - August, 1978

Plan SK.13 - Elevations & Cross Sections - August, 1978

be approved, subject to the owner entering into a development agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that the existing 6"Ø hydrant and hydrant lateral shall be increased to 8"Ø;*

c) *that an additional 8"Ø hydrant and hydrant lateral shall be supplied at a point approximately 300 ft. east of the existing hydrant on Brock Street;*

REPORTS (Cont'd)

Report No. 109 - Planning Board (Cont'd)

d) that the electrical supply shall be at 44KV, with the owner to supply equipment and facilities in accordance with standard Public Utilities Commission requirements;

e) that the proposed 6" diameter sprinkler line on Johnson Street not be connected to a hydrant line but that it be connected to an existing 6"Ø water service;

f) that in view of the fact that there are combined sewers only, connection of a storm drainage shall be at Council's discretion;

g) that all modifications to existing vehicular entrances and design of new entrances shall be subject to approval of the Commissioner of Works and the Administrator of Traffic and Streets;

h) that entrance steps, flower boxes and other such structures shall not encroach upon the Brock Street road allowance, and no structures above the level of the City sidewalk shall be located within two feet of the sidewalk;

i) that all parking areas and vehicular access routes shall be paved;

j) that a landscaping plan shall be submitted within three months after the date of approval by Council and implemented within one year of the issuance of the building permit;

k) that interior layouts as shown on floor plans SK.3 to SK.11 inclusive shall not be subject to the requirements of development control.

CARRIED 11:3
(See Recorded Vote)
(See following Motion to Table which was Lost)
(See Recorded Vote)

Ald. Webb requested a Recorded Vote on Clause 3 which was as follows:

YEAS: Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Timmins, Ald. Webb (11)

NAYS: Mayor Keyes, Ald. Miller, Ald. Tarnowecky (3)

Moved by Ald. Tarnowecky,
Seconded by Ald. Miller,

That Clause 3, Report No. 109 of the City of Kingston Planning Board be Tabled until the November 6th meeting of Council for clarification of the parking requirements and the zoning.

LOST 9:5

Ald. Webb requested a recorded vote on the Motion of Ald. Tarnowecky and Ald. Miller which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. Clements, Ald. Miller, Ald. Tarnowecky (5)

NAYS: Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Timmins, Ald. Webb (9)

REPORTS (Cont'd)

Report No. 109 - Planning Board (Cont'd)

Ald. Allmark withdrew at 9:20 p.m. and returned at 9:30 p.m.
Ald. Clements withdrew at 9:25 p.m. and returned at 9:30 p.m.

4. WHEREAS on December 7, 1976 Planning Board recommended, and Council subsequently approved, application for a Federal/Provincial contribution of $640,737.75 to implement Section II of the Neighbourhood Improvement Redevelopment Plan; and

WHEREAS the total net budget approved was $854,317.00 of which $388,870.00 was allocated for the acquisition of non-conforming uses; and

WHEREAS one of such non-conforming uses approved by Council for acquisition is the dry cleaning and laundry establishment known as Rideau Laundry, located at 106 Rideau Street; and

WHEREAS, following negotiations with the owner and tenant of the Rideau Laundry, the total cost of acquisition of the land and buildings is recommended at $159,500.00 and the cost of relocation of the existing business is recommended at $83,460.00, making a total of $242,960.00 for acquisition of the land, the buildings and relocation of the existing business; and

WHEREAS, in the opinion of Planning Board, the cost of such acquisition exceeds the benefits which might be obtained;

THEREFORE BE IT RESOLVED that the NIP Area Citizens' Committee be informed that the City will not proceed with the acquisition of the property located at 106 Rideau Street known as the Rideau Laundry.

CARRIED 9:5
(See Recorded Vote)
(See Following Motion of Referral Which was Lost)

Ald. Hawkins requested a recorded vote on Clause 4, Report No. 109, which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Hawkins, Ald. Mackenzie, Ald. Miller, Ald. Tarnowecky (9)

NAYS: Ald. Gerretsen, Ald. Gorham, Ald. Matthews, Ald. Timmins, Ald. Webb (5)

Moved by Ald. Clements,
Seconded by Ald. Breen,

That Clause 4 of Report No. 109 of the City of Kingston Planning Board be Referred Back with the request that the Planning Board review the recommended price in conjunction with the appraisals.

LOST 7:7

Ald. Tarnowecky withdrew at 9:50 p.m.

REPORTS (cont'd)

Report No. 109 - Planning Board (Cont'd)

5. That the Cataraqui Region Conservation Authority be advised that the City of Kingston has no objection to the renewal of a fill permit to Irving Rosen (In Trust) with respect to filling on Lot 22, Concession III, City of Kingston.

CARRIED

6. WHEREAS By-Law No. 9324, 'A By-Law to Amend the Zoning for a 0.08 Hectare Parcel of Land Located on the West Side of Portsmouth Avenue South of Princess Street from C2 (Arterial) Commercial to C2.159 (Arterial) Commercial', was passed by Council on August 28, 1978; and

WHEREAS notification of the amending By-Law No. 9324 has been sent to affected property owners; and

WHEREAS two letters of objection to the By-Law have been received; and

WHEREAS the letters of objection have been considered by Planning Board.

THEREFORE BE IT RESOLVED that By-Law No. 9324, passed on August 28, 1978 (Clause 8, Report No. 83), be reaffirmed.

CARRIED

Ald. Timmins withdrew at 9:52 p.m.

7. WHEREAS a subdivision agreement between the City of Kingston and Terraceview Holdings Ltd. was signed on October 28, 1974 to which the Minister of Housing gave draft approval; and

WHEREAS Section 33, of The Planning Act, provides that, where the Minister has not given approval to a final plan for registration within three years of the date upon which approval was given to the draft plan, the approval of the draft plan will lapse; and

WHEREAS draft approval of the plan of subdivision submitted by Terraceview Holdings Ltd. will lapse on December 22, 1978, and the Ministry of Housing has requested that the City advise if it concurs with an extension period for draft approval;

THEREFORE BE IT RESOLVED that the Ministry of Housing be advised that the City of Kingston concurs with any extension period requested with regard to draft approval of a plan of subdivision submitted by Terraceview Holdings Limited, subject to the renewal of a letter of credit for completion of services to be constructed under the existing subdivision agreement.

CARRIED

Ald. Timmins returned at 9:55 p.m.

REPORTS (Cont'd)

Report No. 109 - Planning Board (Cont'd)

8. That, as recommended by the Development Control Committee, the following plans, submitted by Maurice H. Rollins Construction Limited, for a 58 unit motel on Princess Street south of the Parkway:

Plan #1 - Site Plan and Particulars - Scale 1"=1'0" - Sept. 15, 1978

Plan #2 - Plans and Elevations - Scale 1/8"=1'0" - Oct. 18, 1978

Plan #3 - Exterior Elevations - Scale 1/8"=1'0" - Oct. 18, 1978

Plan #4 - Sign Elevation - Scale 1/4"=1'0" - Oct. 13, 1978

Photo #5 - Sign - Not to Scale - October 18, 1978

be approved, subject to the owner entering into a development agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that all parking areas and vehicular access routes be paved;*

c) *that the design and location of all exterior lighting and signs shall be subject to City approval;*

d) *that the landscaping plan shall be implemented within one year of issuance of the building permit;*

e) *that the interior layout as shown on Plan #1 shall not be subject to the requirements of development control;*

f) *that there shall be a minimum 2"Ø water service connection to the existing Princess Street 8"Ø watermain at the owner's expense;*

g) *that the electrical service shall be via underground cable from the existing overhead line on the Parkway to a vault or a pad mounted transformer;*

h) *that the existing Public Utilities Commission easement crossing the southerly portion of the site shall be moved to the south and easterly property boundaries and the existing overhead electrical line shall be relocated to the new easement and placed underground;*

i) *that prior to issuance of the building permit a grading plan to the satisfaction of the Commissioner of Works shall be filed with the City;*

j) *that the 18"Ø storm sewer manhole be adjusted under City supervision at the owner's expense;*

k) *that vehicular entrance to Princess Street be restricted to right hand turns, in and out and that the design of this entrance be submitted to the City for approval;*

l) *that design of the decorative block screen wall shall be submitted to the City for approval.*

REPORTS (Cont'd)

Report No. 109 - Planning Board (Cont'd)

8. (Cont'd)

m) *in the case of a non-residential building or a non-residential part of a combined residential and non-residential building, a charge of 17¢ for each square foot of gross floor area, the granting of which is authorized by building permit for which 17¢ shall be for sanitary sewers and nil cents for storm sewers shall be paid by the owner;*

n) *that the garbage storage facility shall be totally enclosed in a manner which compliments the building and the design shall be submitted for City approval.*

CARRIED AS AMENDED
(See following Motion of Amendment)

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That the following be added as subsection (n) to Clause 8 of Report No. 109 of the City of Kingston Planning Board:

"n) that the garbage storage facility shall be totally enclosed in a manner which complements the building and the design shall be submitted for City approval."

CARRIED

Ald. Tarnowecky returned at 9:56 p.m.

9. That, as recommended by the Development Control Committee, the following plans, submitted by Canterbury Foods Limited with regard to property owned by J.L. Edwards Motors Limited for a restaurant at the corner of Princess Street and Nelson Street:

Plan #1 - Elevations - Scale 1/4"=1'0" - October 4, 1978

Plan #2 - Site Plan - Scale 1"=20' - October 2, 1978

Plan #4 - Main Floor - Scale 1/4"=1'0 September, 1978

Plan #5 - Mezzanine Floor - Scale 1/4"=1'0" September, 1978

Plan #6 - Seating Plan - Scale 1/4"=1'0" September, 1978

Plan #7 - Sign - Scale 1/2"=1'0" October 18, 1978

Photo #8 - Sign - October 18, 1978

Sample #9 - Materials - October 18, 1978

be approved, subject to the owner entering into a Development Control agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that all parking areas and vehicular access routes be paved;*

REPORTS (Cont'd)

Report No. 109 - Planning Board (Cont'd)

9. (Cont'd)

c) *that design and location of all exterior lighting and signs shall be subject to City approval;*

d) *that the landscaping plan shall be implemented within one year of the issuance of the building permit;*

e) *that, should the owner require water service of a larger size than the existing 1½"Ø, it shall be at the owner's cost;*

f) *that the electrical supply will be to a transformer and pad as shown on Plan #2 at the cost of the Public Utilities Commission, with the owner making a cash contribution to this cost to cover the difference between this type of supply and an equivalent overhead transformer;*

g) *that the owner shall be responsible for the cost of the ducts to the Princess Street lot line and for all cable beyond the front wall of the building;*

h) *that the electrical supply will be at 4160 volts from the existing overhead line on Princess Street;*

i) *that prior to issuance of a building permit a grading plan to the satisfaction of the Commissioner of Works shall be filed with the City;*

j) *that roof drainage shall be handled in the following manner:*

i) *spilling onto the ground;*

OR

ii) *direct connection to the existing storm sewer on Victoria Street;*

OR

iii) *reconnecting a separate storm lateral to Nelson Street, provided that the owner reconnects the storm drain to Princess Street, at the owner's expense, when the storm sewer in Princess Street is constructed;*

k) *that interior layouts as shown on Plans 4, 5 and 6 are not subject to the requirements of development control;*

l) *that a 4½' high masonry wall shall be constructed along the southerly boundary of the site, such wall to extend not closer to the street line than the line of setback and the design details shall be submitted for City approval.*

m) *that the garbage storage facility shall be totally enclosed in a manner which complements the building, and the design shall be submitted for City approval.*

n) *that vehicular exit to Victoria Street shall be limited to right turns only.*

CARRIED

REPORTS (Cont'd)

Report No. 109 - Planning Board (Cont'd)

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Lois E. Miller
Grant Timmins

* * *

Ald. Breen presented Report No. 110 of the Public Works Committee as follows:

Moved by Ald. Breen,
Seconded by Ald. McArthur,

That Report No. 110 of the Public Works Committee be received and adopted clause by clause.

Report No. 110

October 16, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That one V-plow for use on one of the new sidewalk snow blowers be purchased from Craig Construction Equipment Ltd at a tax included price of $915.00 and that the expenditure be charged to the Reserve for the Purchase and Replacement of Equipment.

Note (a) The change from blower to plow takes about five minutes.
(b) A light snow fall, hardly warrants blowing but is better pushed off the sidewalks to avoid being compacted on the sidewalks under pedestrian traffic.
(c) The plow could be evaluated.
(d) There may be times when it could replace a bombardier sidewalk snow plow.

CARRIED

REPORTS (Cont'd)

Report No. 110 - Public Works (Cont'd)

2. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of a 31' wide asphalt pavement (width over 28' assumed by the City) in William St from Sydenham to Clergy St under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$19.000.00
Owners' share	5,977.14
City's share	6,511.43
Anticipated MTC subsidy	6.511.43
Debenture amount	12.488.57

there being sufficient funds for this work in the Capital Budget.

CARRIED

Respectfully Submitted,

(Signed) *B.E. Breen* (Chairman)
G. Allmark
J. Hawkins
K.W. Matthews

* * *

Ald. Gorham presented Report No. 111 of the Parks & Recreation Committee as follows:

Council consented to the following changes to Clause 4, Report No. 111:

a) Deletion of the word "Works" in Line 4 of Section (h) (ii) and the substitution of the word "Parks".

b) Deletion of the reference in (h) "Schedule C" which reads "Delete and substitute therefor a new Schedule 'C' attached as Appendix "A" and substitute therefor the words "Amend Schedule 'C' as shown on the attached Appendix 'A'."

c) Delete reference in (h) "Schedule "D" under the word "Legend" to refer to "160.00" and not "150.00".

d) Delete reference in (h) "Schedule "D" to "Add the Schedule of Rates for Rental of Bell Park Golf Course Clubhouse as Appendix "E" and substitute the following "Add the Schedule of Rates for Rental of Bell Park Golf Course Clubhouse attached as Appendix 'B'."

Council also consented to the deletion of Clause 5 of Report No. 111 which read as follows:

"5. That the tender of Acton Construction, in the amount of $25,873. for construction of an addition to the Cook Youth Centre, be accepted being the lowest tender received, provision for this expenditure having been made in the 1978 Capital Budget."

and substitution of the following Clause 5:

"5. That the tender of Acton Construction, in the amount of $25,873. for construction of an addition to the Cook Youth Centre, 36 ft. x 21.4 ft., for the purpose of housing the new ice surfacing machine, hot water tanks, and general storage, be accepted, being the lowest tender received, provision for this expenditure having been made in the 1978 Capital Buget."

REPORTS (Cont'd)

Report No. 111 - Parks & Recreation (Cont'd)

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 111 of the Parks & Recreation Committee be received and adopted clause by clause.

Report No. 111

October 12, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Kingston Musicians Union - $2850.00 - band concerts

Note - 12 band concerts were given. The Kingston Musicians Union provide one free concert for each concert supplied by the City.

Frost Steel and Wire Co Ltd - $9684.05 - supply and erection of chain link fence at the Elder Memorial Tennis Complex

J.D.Lee Engineering Ltd - $4278.00 - professional services rendered during May and June 1978 for preparation of drawings, specifications and teder documents for renovations to the Wally Elmer Youth Centre.

Smith, Mill and Ross, Architects - $1543.04 - provessional services rendered for preparation of drawings, specifications and tender documents for the Artillery Park Pool enclosure

CARRIED

2. That the Agreement with the Kingston Potters' Guild for lease of space at the J.K.Tett Creativity Centre be amended to increase the rented space by 504 square feet and that the rent be increased in accordance with the approved per square foot rental rate.

CARRIED

3. That the Agreement with Theatre V for lease of space at the J.K.Tett Creativity Centre be amended to increase the rented space by 1215 square feet, and that the rent be increased in accordance with the approved per square foot rental rate.

CARRIED

REPORTS (Cont'd)

Report No. 111 - Parks & Recreation (Cont'd)

4. That By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended as follows -

Section 1

Add the following definitions -

(g) "Profit" when used in the Fee Schedules in this by-la shall mean -

(i) any organization or person whose purpose is to m a profit through the operation of its activities

(ii) any organization or person whose purpose cannot characterized as being for the general benefit o Community.

(h) "Non-profit" when used in the Fee Schedules to this b shall mean -

(i) any organization or person whose purpose is not make a profit through the operation of its activ proof of same shall be produced upon request by t Commissioner of Parks and Recreation, or

(ii) any organization or person whose purpose can be characterized as being for the general benefit o Community and proof of same shall be produced up quest by the Commissioner of Parks and Recreatio

Schedule "C"

Amend Schedule "C" as shown on the attached Appendix "A".

Schedule "D"

Delete Seasonal Rates and substitute therefor the fo

	Golf	Golf Tennis	Tennis
Senior (Full)	$125.00	$150.00	$35.00
Senior (Restricted)	90.00	115.00	-
Senior Citizen	50.00	60.00	20.00
Junior	45.00	55.00	20.00
Family	190.00	240.00	70.00

Legend

* Delete "110.00" in line four and substitute "125.00".
** Delete "160.00" in line one and substitute "190.00".

Add the Schedule of Rates for Rental of Bell Park Gol Course Clubhouse attached as Appendix "B".

REPORTS (Cont'd)

Report No. 111 - Parks & Recreation (Cont'd)

4. (Cont'd)

Schedule "I"

Add a new Sub-section attached as Appendix "C"

Schedule "J"

Delete and substitute therefor a new Schedule "J" attached as Appendix "D".

Schedule "M"

Add Schedule of Rates for Meeting Rooms and Multi-purpose Area attached as Appendix "E".

Community Facility Application Form

Add form attached as Appendix "F".

REFERRED BACK TO COMMITTEE
(See following Motion of Referral)

Moved by Ald. Miller,
Seconded by Ald. Hawkins,

That Clause 4, Report No. 111 be referred back to the Parks and Recreation Committee for clarification.

CARRIED

5. That the tender of Acton Construction, in the amount of $25,873.00 for construction of an addition to the Cook Youth Centre, 36 ft. X 21.4 ft. for the purpose of housing the new ice surfacing machine, hot water tanks and general storage, be accepted being the lowest tender received, provision for this expenditure having been made in the 1978 Capital Budget.

CARRIED , AS AMENDED

Respectfully Submitted.

(Signed) *M.B. Gorham* (Chairman)
Grant Timmins
John Clements
T.D. French
G. Webb

* * *

BY-LAW #19

SCHEDULE "C"

Schedule of Rates for Rental of
Facilities in Youth Centres
(COOK & ELMER)

Should be amended to read:

Second Floor Auditorium

Non-profit

- Half Auditorium	$ 3.50 per
- Whole Auditorium	5.00 per

Profit

- Half Auditorium	$ 5.00 per
- Whole Auditorium	10.00 per

Ground Floor Facilities

Non-profit

- For first four (4) hours	$60.00
- For each additional hour	7.00

Profit

- For first four (4) hours	$100.00
- For each additional hour	10.00

Please note:

Should Artillery Park or either Youth Centre be rented outside of normal shift hours, an additional charge will be levied to compensate for the wages of a staff person to supervise the facility.

BY-LAW #19

SCHEDULE "D"

Schedule of Rates for Rental of
Belle Park Golf Course Clubhouse

A. Golf Season

Evenings Only (8:00 P.M. - 1:00 A.M.)

Non-profit	(5-hr.period)	$30.00
	- or	7.00 per hour
Profit	(5-hr.period)	$50.00
	- or	12.00 per hour

B. Golf Off-Season

Non-profit

8:00 A.M. - 12:30 P.M.	$20.00 or $7.00/hr
12:30 P.M. - 5:00 P.M.	20.00 or 7.00/hr
5:00 P.M. - 1:00 A.M.	45.00 or 7.00/hr

Profit

8:00 A.M. - 12:30 P.M.	$30.00 or $10.00/h
12:30 P.M. - 5:00 P.M.	30.00 or 10.00/h
5:00 P.M. - 1:00 A.M.	65.00 or 10.00/h

Please note:

The City exercises first right of refusal to cater for food and non-alcholic beverages.

BY-LAW #19

SCHEDULE "I"

Schedule of Rates for Rental of
John K. Tett Creativity Centre

A subsection should be added as follows:

Rotary Rotunda

Non-profit	$ 3.50 per
Profit	6.00 per

Please note:

Fifteen tables and thirty chairs are supplied to groups utilizing the Rotunda - any additional requirements are supplied by users.

- Rotunda does not qualify for a liquor license;
- User groups are responsible for opening and closing of facility;
- As outlined in Schedule "I", groups having leases at the Tett Centre may reserve the Rotunda free of charge.

BY-LAW #19

SCHEDULE "J"

Schedule of Rates for Rental of
Richardson Bath House & City Park
Recreation Centre

Should be amended to read:

A. Richardson Bath House

Non-profit	$ 3.50 per hour
Profit	6.00 per hour

Please note:

Size of building limits type of event held there;

- Tables & chairs supplied by user groups;
- User groups are responsible for opening and closing of facility.

B. City Park Recreation Centre

Non-profit

8:00 A.M. - 12:30 P.M.	$20.00
12:30 P.M. - 5:00 P.M.	20.00
5:00 P.M. - 1:00 A.M. (Cleared by 2:00 A.M.)	35.00

Profit (or for celebrations of any sort; i.e. parties, stags,etc.)

8:00 A.M. - 12:30 P.M.	$30.00
12:30 P.M. - 5:00 P.M.	30.00
5:00 P.M. - 1:00 A.M. (Cleared by 2:00 A.M.)	50.00

Please note:

Tables & chairs are supplied by user groups;

- User groups are responsible for opening and closing of facility;
- Difference in charge in comparison with the Rotary Rotunda is that the City Park Recreation Centre is approved for a liquor license and thus a large number of celebration type events are held there.

BY-LAW #19

SCHEDULE "M"

Schedule of Rates for Rental of Artillery Park Complex

Meeting Rooms (2)

Non-profit	$ 3.50 per
Profit	6.00 per

Multipurpose Area

Non-profit

- For first four (4) hours	$35.00
- For each additional hour	10.00

Profit

- For first four (4) hours	$70.00
- For each additional hour	15.00

COMMUNITY FACILITY APPLICATION FORM

Name of Applicant or Organization.....

Contact Person..... Phone (res.).....

Address..... (bus.).....

Facility Requested

Cook Bros. Youth Centre ..... Rotary Rotunda .....
Wally Elmer Youth Centre..... City Park Recreation Centre .....
Artillery Park Complex..... Richardson Bathhouse .....
Golf Course .....

Area of Facility.....

Date of Event _____ From _____ To _____
_____ From _____ To _____
_____ From _____ To _____

Purpose of Request 1) Fund Raising .....
2) Celebration ..... Nature .....
3) Other.....

Anticipated Attendance .....

Admission Fee Charged: Yes..... No ..... Amount .....

Distribution of Alcoholic Beverages: Yes ..... No .....

I/We agree to rent the _____
at _____ in accordance with the above dates and times at the rate of _____.

It is further agreed that I/We:

1) will make rental payment at least two days prior to event -
2) will idemnify and save harmless the City of Kingston, Parks and Recreation Department from and against all claims, demands, loss, costs, damages, actions, suits, or other proceedings by whomsoever made, sustained, brought or prosecuted in any manner, based upon, occasioned by or attributable to any injury or damage arising or resulting from any act or omissions of myself/our organization, its servants or agents in using the said demised premises -
3) will leave the premises in good repair, reasonable wear and tear and damage by fire, lightning, and tempest only excepted -
4) if distributing liquor, will provide our Department with a copy of the necessary Provincial Liquor License prior to the event.

_____ _____
Signature of Applicant Date

Approved _____ Rejected _____ _____ _____
Department Representative Date

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 112 of the Finance and Accounts Committee as follows:

Council consented to the deletion of the words "Napanee, Ontario" in Clause 8 and the substitution of the words and figures "926/8 Portsmouth Avenue".

Council also consented to the addition of Clause 9 as follows:

"9. That the agreement with 361029 Ontario Limited for Block "C" (Marina City), Section 22, be amended to extend the date of application for a building permit from November 1st 1978 to November 7th 1978 and to delete the approval of the company's building plans by Central Mortgage and Housing Corporation."

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 112 of the Finance & Accounts Committee be received and adopted clause by clause.

REPORT NO. 112

October 18, 1978.

To the Mayor and Aldermen:

The Finance & Accounts Committee reports and recommends as follows:

1. That, as recommended by the Parks & Recreation Committee, the quotation of Friendship Construction Company in the amount of $700.00, being the lowest quotation received, for the repair of the parapet wall at 19 Queen Street, be accepted, it being noted that these repairs are necessary to meet the requirements of a Property Standards Order;

and further, that the following budget transfer be approved:

	Increase	Decrease
CITY PROPERTY		
Account No. 3218	$700.	
FINANCE - CONTINGENCIES		$700.

Ald. Gorham withdrew at 10:40 p.m.& returned at 10:44 p.m. *CARRIED*
Ald. Clements withdrew at 10:40 p.m. and returned at 10:45 p.m.
Ald. Breen withdrew at 10:41 p.m. and returned at 10:45 p.m.

2. WHEREAS upon the recommendation of the Planning Board, City Council passed a resolution in 1973 providing that applications for permits for demolition of buildings shown in the List of Buildings of Architectural and Historic merit must be referred by the Chief Building Inspector to Council for issuing of a demolition permit;

AND WHEREAS the City Solicitor has advised that the City has no legal authority to withhold the building permit for demolition unless a building has been designated by By-Law under the Heritage Act or the City has passed a By-Law under Section 37(a) of the Planning Act, "Designating Areas of Demolition Control";

THEREFORE BE IT RESOLVED that the Chief Building Inspector be authorized to issue a demolition permit to A. & M. Properties Limited for the building located at 684-688 King Street West;

REPORTS (Cont'd)

Report No. 112 - Finance & Accounts (Cont'd)

2. (Cont'd)

AND FURTHER that the Planning Board be requested to review the policy of referring to Council applications for demolition permits for buildings shown on the list of buildings of Architectural and Historic Merit in view of the advice received from the City Solicitor.

CARRIED

3. That an interim appropriation of $3,700 be approved to cover the expenses in connection with the appointment of a Chief Administrative Officer for the City of Kingston based on the following estimates:

a)	Advertising Costs	$1,700.
b)	Expenses of final applicants travelling beyond a distance of 300 miles (approved by Finance Committee in September, 1978)	1,000.
c)	Interview (Screening) Committee Expenses to include travelling, long distance telephone, photocopying, etc.	1,000.
	TOTAL:	$3,700.

And further that the monies be provided from Finance-Contingencies.

CARRIED

4. That, as recommended by the Public Works Committee a By-Law be presented to Council to authorize the construction of storm sewers and replacement of sanitary sewers in Area A, under the provisions of Section 7 of the Local Improvement Act (Quebec/Cherry Street) (Petition).

Total Estimated Cost	$406,400.00
Owners Share (Storm Sewers)	5,743.26
Anticipated M.T.C. Subsidy	92,940.59
City's share (to include cost of sanitary sewer replacement)	307,716.15
Debenture amount	$313,459.41

And further that the following Capital Budget amendments be approved:

	Increase	Decrease
LOCAL IMPROVEMENT - SANITARY SEWERS		
Easement - Lappins Lane - Counter and West Counter, Alcan Spur Westerly.	-	$78,000.00
GENERAL RATE - NEW ROAD CONSTRUCTION, ETC.		
Queen, Bagot to Barrie	-	$24,000.00
LOCAL IMPROVEMENT - STORM SEWERS		
Elliot Avenue from Day to Hagerman Avenue	-	$20,000.00

REPORTS (Cont'd)

Report No. 112 - Finance & Accounts (Cont'd)

4. (Cont'd)

LOCAL IMPROVEMENT - ROAD CONSTRUCTION, ETC.

William Street from Sydenham to Clergy.	-	459.41
Cataraqui Street from Orchard Street Easterly 320'	-	$21,000.00

LOCAL IMPROVEMENTS

Construction of Storm Sewers and replacement of sanitary sewers - Area "A" (Quebec/Cherry Street Area).	$143,459.41	-
	$143,459.41	$143,459.41

(Note: The 1978 Capital Budget already includes the amount of $170,000. for this purpose).

CARRIED

5. That the Regular Meeting of City Council scheduled for November 13, 1978 be held on November 6, 1978.

(Note: November 13 is Election Day in the City of Kingston).

CARRIED

6. WHEREAS at the meeting of City Council held on April 24, 1978, the proposal of Bob Martin Construction Co. Ltd. for a development at Bath Road and Queen Mary Road, as extended, was accepted, subject to review after August 31, 1978;

AND WHEREAS Bob Martin Construction Co. Ltd., have notified that they wish to proceed with the original proposal for the construction of a 167 unit apartment building, and have requested an extension until November 30, 1978;

THEREFORE BE IT RESOLVED that Bob Martin Construction Co. Ltd. be granted an extension until November 30, 1978 on the following conditions:

a) The Company, upon issuance of the Bulding Permit for excavation and foundation, will make immediate payment to the City of $50,000.

b) The balance of $451,000 shall be paid when the first draw is made from the Mortgage Company and in no event later than April 1st 1979.

c) The City will not convey title to the property to the Company until payment in full has been received.

d) All other conditions of the proposal approved by Council on April 24, 1978, including the zone change from B1.110 (14.5 units per acre) to (28 units per acre) to permit the construction of 167 units shall remain unchanged.

and further - that the Company will enter into a save harmless agreement with the City upon issuance of a building permit for the excavation and foundation work if the zone change has not been approved by the Ontario Municipal Board.

REPORTS (cont'd)

Report No. 112 - Finance & Accounts (Cont'd)

6. (Cont'd)

(Note: The April 24, 1978 proposal provided for payment of $3,000 per unit i.e.

167 units at $3,000 per unit	*$501,000*
Less monies upon issuance of building permit	*50,000*
To be paid when first draw is made from Mortgage Company - not later than April 1st 1979	*$451,000*

The Planning Board has scheduled a Public Meeting for October 31st 1978 regarding the zone change and will then make a recommendation to Council on the zone change and the issuance of a building permit for the excavation and footings.)

CARRIED

7. WHEREAS a petition having approximately 1,500 signatures was presented to City Council at the meeting of October 9th, 1978, requesting that employees making $18,000. per year and over be excluded from payment of any fringe benefits and all further increases be held at 4%;

AND WHEREAS this petition was referred to the Finance & Accounts Committee for a recommendation to Council;

THEREFORE BE IT RESOLVED that after consideration of the petition by the Finance & Accounts Committee it is recommended that no action be taken on the petition for the following reasons:

a) Historic aspects of negotiations would show that increases of 4% in the negotiation areas are low and, in view of this, to try to retain increases at 4%, however desirable, would be unrealistic.

b) There would be a possibility of being accused of bargaining in bad faith if negotiations were entered into with an amount of 4% being established for increases and the elimination of the payment of fringe benefits for employees making $18,000. a year and over from the contracts, it being noted that there is a philosophy in the whole realm of collective bargaining, that while you might state desirable guidelines in the first instance, it is believed you cannot take a stand that would be as strong as the two requests in the petition.

c) That, as the petition was not specific it was determined, that it applied to all employees of the City and therefore the following reasons for no action on the petition would also apply:

i) A two year agreement has already been entered into with one of the major union locals.

REPORTS (Cont'd)

Report No. 112 - Finance & Accounts (Cont'd)

7. C) (Cont'd)

ii) Some employee groups have the right to refer a proposal for wage increases, etc., to arbitration and the City is bound by such arbitration awards. It is doubtful that an Arbitration Board would hold to a 4% increase and the elimination of the payment of fringe benefits to employees making $18,000 per year and over in view of other approved increases, recent increases in the minimum wage and social services payments.

iii) It would be most unfair to hold some groups of City employees, to 4% and non-payment of fringe benefits as it would disturb the whole scale of wages and benefits being awarded to City employees and discriminate against these employees by dealing with them on a totally different basis.

d) The control of the whole City budget is an easier process than to set absolute terms of remuneration without regard for the bargaining process.

AND FURTHER, that the members of Council will continue the City policy of endeavouring to provide the most desirable level of service at the least cost to the taxpayers.

CARRIED

8. That, as recommended by the Public Works Committee, an easement as shown coloured red on a plan prepared by the Public Works Department and on file in the office of the Clerk-Comptroller be obtained from Mr. J.R. Wilkinson, 926/8 Portsmouth Avenue for the box culvert that is in place on Lot 7, Portsmouth Avenue, under the following conditions:

a) The area to be acquired is 13.5 feet x 120 feet.

b) Parking on the easement will be limited to cars or one-half ton trucks and only if someone is home to remove them in the event of an emergency.

c) Compensation for restoration of grounds by the owner, including legal fees, to be $482.00 to be charged to Account 313-75.

CARRIED AS AMENDED

9. That the agreement with 361029 Ontario Limited for Block "C" (Marina City), Section 22, be amended to extend the date of application for a building permit from November 1st, 1978 to November 7th, 1978 and to delete the approval of the company's building plans by Central Mortgage and Housing Corporation.

CARRIED

REPORTS (Cont'd)

Report No. 112 - Finance & Accounts (Cont'd)

Respectfully Submitted,

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
J.P. Gerretsen
M.B. Gorham
V. Tarnowecky

* * *

UNFINISHED BUSINESS

Ald. Webb said that he had heard the Mayor over the news media straightening out the situation at the airport. Some people, and he understood that they mean well, make statements and do not have their facts right. Monies have been spent patching up the runway and, if it was proposed to replace the runway, these monies would not have been spent. If advice is to be given it should be given by a qualified engineer.

Ald. Webb said that last winter he had received complaints about the snow removal on a small section of North Street between Bay and Sydenham Streets. It is a serious problem for the people there. The solution would be to close it up and deed the property to the adjoining owners. He asked that this matter be referred to the Transportation Committee. All the property owners involved had been contacted and would probably be at the meeting of the Transportation Committee this week.

Ald. Webb referred to Communication 679 which was a letter from the Jaycees with regard to the Santa Claus parade. This matter was referred to the Transportation Committee. He said that the name Santa Claus had been mispelled on both the Council Agenda and the Transportation Agenda.

Ald. Clements said that at a previous Council Meeting questions had been asked about the "Reserve for Uncollected Taxes". Additional information was requested in answer to questions made by himself and some other member of Council who spoke on this situation.

Mayor Keyes said that he had asked Mr. B.G. Cousens, City Treasurer, and Mr. T.J. McKibbin, Clerk-Comptroller to prepare a memorandum in this regard for distribution to members of Council.

Ald. Clements said that he had received two calls about rats in the Brock Street (in between Alfred and Division Streets) area. The garbage was not being put on on an appropriate basis. He asked the Chairman of Public Works to look into the matter.

Ald. Clements also requested the Chairman of Parks and Recreation to look into the problem with regard to broken glass in Compton Park around the edge of the arena and garbage in Victoria Park. He had received complaints in this regard.

Ald. Miller said that at the Housing Sub-Committee meeting when representatives of the Ministry of Housing were present, there had been discussion about the City Council's housing policy statement that the provision of rent-geared-to-income housing be pursued on a wider basis. The Ministry officials present at the meeting strongly indicated that they supported this and offered their assistance. The Housing Sub-Committee met with representatives of the Kingston Housing Authority who are also very supportive. She asked the Mayor to convene a meeting with representatives of other municipalities in the area.

UNFINISHED BUSINESS (Cont'd)

Mayor Keyes said that he had received a communication from the Ministry in this regard and believed that he had notified Ald. Miller. He said that Portland Township is the only municipality in the area at the present time that has an application for rent-geared-to-income housing currently before it.

Mayor Keyes said that this matter should be placed on the agenda for County Council which would be the proper forum for this discussion.

Mayor Keyes said that there is a vacancy on the Kingston Housing Authority and it is the City of Kingston's turn to nominate someone. He asked the members of Council to submit names of interested persons. In the past the Mayor had recommended someone to Council, but he was open to the members of Council for suggestions. He suggested that perhaps a senior citizen who is a tenant in the Kingston Housing Authority units should be appointed.

Ald. Breen said that after November 13 there may be many people available to serve on the Kingston Housing Authority.

Mayor Keyes said that nominations for the election closed at 5 p.m. There would be an Aldermanic election in all wards. He wished all the candidates well.

Mayor Keyes read a notice from the Association of Women Electors with regard to the meet-the-candidates-nights being sponsored by them. The following schedule was proposed:

Victoria Ward - October 30th - 7:30 p.m. at Calvin Park School
Rideau Ward - November 2nd - 7:30 p.m. at St. Lawrence College
Ontario Ward - November 7th - 7:30 p.m. at Princess Street United Church.

The proposed date of October 30th, 1978 would conflict with the Special Council Meeting.

Mayor Keyes said that he had spoken with the different groups, i.e. the different ratepayers' associations, the Association of Women Electors and the Jaycees etc., and had suggested that they get together in arranging the meet the candidate nights. This did not appear to have been done.

Ald. Gerretsen said that from the notice it would appear that the Candidates night for the Victoria Ward candidates is being held in Rideau Ward, and the Candidates night for the Rideau Ward Candidates is being held in Victoria Ward. He questioned if this could be correct. Mayor Keyes asked the secretary to contact the Association and explain about the conflict of dates etc.

Mayor Keyes said that if it is agreeable to the members of Council he would like to have Mr. G. Speal attend the Special Meeting of Council and the Committee-of-the-Whole for Monday, October 30, 1978, at 9 p.m. to give a report to the members of Council on the Ontario Winter Games.

* * * *

BY-LAWS

Council consented to the withdrawal of By-Law No. 5 as Clause 4, Report No. 111 of the Parks & Recreation Committee was withdrawn.

(A) Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That By-Laws 1 to 4, 6 and 7 be given their First & Second Readings.

CARRIED

BY-LAWS (Cont'd)

(B) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Law 7 its Third Reading.

CARRIED

(C) Moved by Ald. Gorham,
Seconded by Ald. Mackenzie,

That By-Laws 7 to 11 be given their Third Reading.

CARRIED

* * *

(1) A By-Law to Amend By-Law No. 5920, "A By-Law to Provide for the Licensing of Plumbing Contractors and Master Plumbers in the City of Kingston and for the Repeal of By-Law No. 3222".

(FIRST & SECOND READINGS) (PROPOSED NO. 9363)
Clause 1, Report No. 107, 1978

(2) A By-Law to Amend By-Law No. 2566, "A By-Law to Provide for the Licensing of Electricians in the City of Kingston and for the Repeal of By-Law No. 832".

(FIRST & SECOND READINGS) (PROPOSED NO. 9364)
Clause 2, Report No. 107, 1978

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kinston, Subject to the Provisions of the Highway Traffic Act". (Clause 3, Report No. 108)

(FIRST & SECOND READINGS) (PROPOSED NO. 9365)
Clause 3, Report No. 108, 1978

(4) A By-Law to Authorize the Construction of a 31' Wide Asphalt Pavement in William Street from Sydenham to Clergy Street Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9366)
Clause 2, Report No. 110, 1978

(5) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corporation".

(FIRST & SECOND READINGS) (PROPOSED NO. 9367)
Clause 4, Report No. 111, 1978

WITHDRAWN

(6) A By-Law to Authorize the Construction of Storm Sewers and Replacement of Sanitary Sewers in Area A, Under the Provisions of Section 7 of The Local Improvement Act (Petition). (Quebec/ Cherry Street).

(FIRST & SECOND READINGS) (PROPOSED NO. 9368)
Clause 4, Report No. 112, 1978

BY-LAWS (Cont'd)

(7) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 23, 1978.

(THREE READINGS) (PROPOSED NO. 9369)
City Council Meeting No. 26

(8) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in The Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 3 and 7, Report No. 101).

(THIRD READING) (PROPOSED NO. 9352)
Clauses 3 & 7, Report No. 101, 1978

(9) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in The Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 6, Report No. 101).

(THIRD READING) (PROPOSED NO. 9353)
Clause 6, Report No. 101, 1978

(10) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corproation" (Revised Tent-Trailer Rates - Lake Ontario Park).

(THIRD READING) (PROPOSED NO. 9354)
Clause 3, Report No. 102, 1978

(11) A By-Law to Amend By-Law No. 7080, "A By-Law Respecting the Fire Department, 1971" (Personnel Related Matters).

(THIRD READING) (PROPOSED NO. 9355)
Clause 2, Report No. 104, 1978

* * *

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the family of the late E.R. "Red" Holland, former Alderman, Frontenac Ward, for the years 1953 to 1956.

CARRIED

(1) Moved by Ald. Webb,
Seconded by Ald. Allmark,

That Council do now adjourn.

CARRIED

Council adjourned at 11:10 p.m. (L.S.)

(Signed) *M.C. Healy* (Signed) *Ken Keyes*
Deputy City Clerk Mayor

CITY COUNCIL MEETING NO. 27

A Special Meeting of City Council summoned by Mayor Keyes will be held on Monday, October 30, 1978 at 7:30 p.m. in the Council Chamber, City Hall to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters; the discussion of the establishment of an Area Economic Development Board and an Area Economic Development Commissioner; and hear a report from Mr. G. Speal, with regard to the Ontario Winter Games in the Committee-of-the-Whole.

Gov. FEB 05 197

ROLL CALL

MINUTES

That the Minutes of City Council Meeting No. 25, held October 16, be adopted as printed.

COMMUNICATIONS

COMMITTEE-OF-THE-WHOLE

(1) That Council resolve itself into the Committee-of-the-Whole to continue with the consideration of the Report of the Special Committee to review the Role of the Office of the Clerk-Comptroller and Related Matters; the discussion of the establishment of an Area Economic Development Board and an Area Economic Development Commissioner; and hear a report from Mr. G. Speal, with regard to the Ontario Winter Games.

DELEGATIONS

9 p.m. - Mr. G. Speal, Chairman, Ontario Winter Games Committee.

SEE ATTACHED AGENDA FOR THE COMMITTEE-OF-THE-WHOLE SESSION.

(Note: Members of Council are requested to bring their copy of the Special Report to the meeting).

(2) That Council rise from the Committee-of-the-Whole and the Chairman report.

BY-LAWS

(A) That By-Law 1 be given its First & Second Readings.

(B) That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Law 1 its Third Reading.

(C) That By-Law 1 be given its Third Reading.

* * *

(1) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 30, 1978.

(THREE READINGS) (PROPOSED NO. 9370)
City Council Meeting No. 27

MOTIONS

A G E N D A

COMMITTEE-OF-THE-WHOLE

October 30th, 1978

DELEGATIONS

9 p.m. - Mr. G. Speal, Chairman, Ontario Winter Games.

1. REPORT OF THE SPECIAL COMMITTEE TO REVIEW THE ROLE OF THE OFFICE OF THE CLERK-COMPTROLLER AND RELATED MATTERS

Discussion of outstanding matters with regard to the report as follows:

A) BY-LAW TO ESTABLISH THE OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER

i) A copy of the By-Law is included in the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller as Appendix 9.

ii) The comments of the Clerk-Comptroller were distributed with the Agenda to all members of Council.

iii) A copy of the comments of the following City Officials are attached hereto as Schedule "A".

- City Solicitor (Pages 1-4)
- City Treasurer (Page 5)

B) FORMATION OF THE IMPLEMENTATION COMMITTEE

The Special Committee recommended that as the implementation of the recommendations emanating from the report will be a very important task, an Implementation Committee should be struck whose objective would be to implement the approved recommendations of the report. This Committee to be disbanded at the completion of its task.

C) RECOMMENDATIONS RE AMALGAMATION OF THE PROPERTY STANDARDS AND BUILDING INSPECTION DEPARTMENTS WITH THE PLANNING DEPARTMENT OR THE PUBLIC WORKS DEPARTMENT AND THE CREATION OF A POSITION OF PLANS EXAMINER

The comments of the following City Officials are attached as Schedule "B".

- Commissioner of Public Works (Page 6)
- Director of Planning and Urban Renewal (Pages 7 to 10)
- Chief Building Inspector. (Page 11)

D) RECOMMENDATION RE DISBANDMENT OF THE STANDING COMMITTEES - DATE OF DISBANDMENT

E) CLOSING DATE FOR APPLICATIONS - CHIEF ADMINISTRATIVE OFFICER

The Personnel Department report that the advertisement for the position of Chief Administrative Officer appeared in the following publications on the dates indicated:

Financial Post	October 14
Civic Public Works Administration	October 26
Municipal World	October 25
Municipal Monitor	October 6
Ontario Municipal Administration Association	October 9

2. AREA ECONOMIC DEVELOPMENT BOARD - and - AREA ECONOMIC DEVELOPMENT COMMISSIONER

A) At the meeting of October 2, 1978, a committee consisting of three to five members to be appointed by the Mayor to investigate with the Chamber of Commerce the methods of establishing a Kingston Area Economic Development Board was formed, said committee to report back to the Committee-of-the-Whole not later than the end of October.

B) At the meeting of October 2, 1978 it was agreed that the discussion of the establishment of an Area Economic Development Commissioner would be discussed IN CAMERA.

A copy of Mayor Keyes report was distributed to members of Council with the Agenda for the Committee-of-the-Whole.

(Note: A copy of the proposal submitted by the Kingston Chamber of Commerce and distributed with the AGenda for the meeting of October 2, 1978, is attached as Schedule "C" Pages 12 to 27).

Local Govt.

CITY COUNCIL MEETING

NO. 27

A Special Meeting of City Council, summoned by Mayor Keyes, was held on Monday, October 30, 1978, at 7:30 p.m. in the Council Chamber, City Hall to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters; the discussion of the establishment of an Area Economic Development Board and an Area Economic Development Commissioner; and hear a report from Mr. G. Speal, with regard to the Ontario Winter Games in the Committee-of-the-Whole with Acting Mayor Ald. Judith Mackenzie presiding.

ROLL CALL

Acting Mayor Ald. J. Mackenzie, Mayor Keyes (arrived at 9:30 p.m.), Ald. Allmark, Ald. Breen, Ald. Clements (arrived at 7:55 p.m.), Ald. French, Ald. Gerretsen (arrived at 7:55 p.m.), Ald. Gorham, Ald. Hawkins, Ald. McArthur, Ald. Miller, Ald. Tarnowecky (arrived at 9:05 p.m.), Ald. Timmins, Ald. Webb (14)

MINUTES

Moved by Ald. McArthur,
Seconded by Ald. Miller,

That the Minutes of City Council Meeting No. 25, held October 16 be adopted as printed.

CARRIED

COMMUNICATIONS

COMMITTEE-OF-THE-WHOLE

(1) Moved by Ald. Miller,
Seconded by Ald. French,

That Council resolve itself into the Committee-of-the-Whole to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters; the discussion of the establishment of an Area Economic Development Board and an Area Economic Development Commissioner; and hear a report from Mr. G. Speal, with regard to the Ontario Winter Games.

CARRIED

Ald. Allmark withdrew during the Committee-of-the-Whole Session.

(2) Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That Council rise from the Committee-of-the-Whole and the Chairman report.

CARRIED

Acting Mayor Ald. J. Mackenzie reported as follows with regard to the Committee-of-the-Whole Meeting to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters; the discussion of the establishment of an Area Economic Development Board and an Area Economic Development Commissioner and to hear a report from Mr. G. Speal with regard to the Ontario Winter Games.

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COMMITTEE-OF-THE-WHOLE (Cont'd)

A) Resolved that the agenda for the Committee-of-the-Whole be re-arranged to enable the discussion of some of the shorter items first.

B) Moved by Ald. Hawkins,
Seconded by Ald. Webb,

That an Implementation Committee be established at the meeting of City Council scheduled for November 6, 1978 consisting of six aldermen or appointees to implement the approved recommendations of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters.

CARRIED 8:4
(See following Motions of Amendment which were LOST)

Moved by Ald. Timmins,
Seconded by Ald. Clements,

That Motion B) be amended to provide that the composition of the Implementation Committee would be four aldermen, two appointees and two members of City management.

LOST

Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That Motion B) be amended to provide that the composition of the Implementation Committee would be nine persons, appointed or elected, and that the committee be established at the meeting of City Council scheduled for November 27, 1978.

LOST

C) Moved by Ald. Webb,
Seconded by Ald. Breen,

That the Property Standards and Building Inspection Departments be amalgamated with the Public Works Department.

LOST

D) Moved by Ald. Hawkins,
Seconded by Ald. Gorham,

That the Property Standards and Building Inspection Departments be amalgamated with the Planning Department effective December 1, 1978.

LOST

E) Moved by Ald. Gorham,
Seconded by Ald. McArthur,

That the Chief Administrative Officer investigate the possibilities of the amalgamation of the Building Inspection Department and Property Standards Department with the Planning Department within six months of his appointment.

CARRIED

(Comments of the Commissioner of Public Works, Director of Planning & Urban Renewal and Chief Building Inspector, were attached to the Agenda for the Committee-of-the-Whole).

COMMITTEE-OF-THE-WHOLE (Cont'd)

F) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That the present Standing Committee system be continued for a period of 90 days after the Chief Administrative Officer commences employment with the City and that the Implementation Committee prepare a recommendation to Council in this matter as a guideline to the Chief Administrative Officer.

CARRIED

G) Mr. G. Speal, Chairman, Ontario Winter Games Committee was present at 9 p.m. and reported on the arrangements to date with regard to the Ontario Winter Games to be held in the City of Kingston from December 27 to 30, 1978. Over 2,300 participants will compete in 19 different sports at various facilities in the City. A culture programme is being arranged to compliment the Ontario Winter Games activities.

H) It was reported that the Personnel Department have notified that the Advertisement for the position of Chief Administrative Officer have appeared in the following publications on the dates indicated:

Financial Post	October 14
Civic Public Works Administration	October 26
Municipal World	October 25
Municipal Monitor	October 6
Ontario Municipal Administration Association	October 9

I) Moved by Ald. Gerretsen,
Seconded by Mayor Keyes,

That the matter of the establishment of an Area Economic Development Board and an Area Economic Development Commissioner be discussed "In Camera".

CARRIED

J) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That the City of Kingston agree with the establishment of an Area Economic Development Board and an Area Economic Development Commissioner on the following conditions:

a) The representation as suggested by the Chamber of Commerce as follows is agreeable to the City of Kingston:

4 members from the Chamber of Commerce

1 member from each of the four municipalities, i.e. Township of Kingston, Township of Pittsburgh, Township of Ernestown and the City of Kingston, each one of the elected people to be the heads of the four municipalities, or their designate.

b) The financing as set out on Page 10 of the proposal (based on population) i.e.:

Budget	$80,000
Chamber Contribution	20,000
Municipalities Contribution	$60,000

COMMITTEE-OF-THE-WHOLE (Cont'd)

J) b)

Municipality	Population	% Total Population	Municipality Cost
City of Kingston	61,021	57.8	$34,690.
Township of Kingston	24,527	23.2	13,920
Ernestown Township	11,253	10.7	6,420
Pittsburgh Township	8,800	8.3	4,980

is acceptable to the City of Kingston.

c) The Board to be established for a three year period with each municipality having the option to opt out at the end of two years or any time thereafter on one year's notice.

d) The matter of financing of the Board to be reviewed at the end of two years taking into account changes in population and assessment.

e) That the office of the Board be within the limits of the City of Kingston.

K) Resolved that the City of Kingston continue the office of the Industrial Commission and Industrial Commissioner and that the responsibilities and role of the Commissioner be reviewed over the next few months.

L) Resolved that the comments of the City Solicitor be requested with regard to the draft by-law presented by the Clerk-Comptroller for the establishment of the office of the Chief Administrative Officer.

M) Resolved that a meeting of the Committee-of-the-Whole and Council be held on November 15 at 7:30 p.m. to discuss the by-law for the establishment of the office of the Chief Administrative Officer and the matter of the Plans Examiner.

N) Resolved that the Caucus be held on Tuesday, November 28, 1978.

O) Resolved that the Inaugural Meeting of Council be held on December 4, 1978.

P) Requested that the advertisement be placed in the paper requesting interested persons to submit their names to serve on City Committees and Boards.

Q) A report was requested on the legal authority of the present City Council after election day, i.e. November 13, 1978.

REPORTS

The consent of Council was given for the addition of Report No. 112A of the Public Works Committee:

Moved by Ald. Breen,
Seconded by Ald. French,

That Report No. 112A of the Public Works Committee be received and adopted clause by clause.

REPORTS (Cont'd)

REPORT NO. 112A

October 30, 1978

To the Mayor and Aldermen:

The Public Works Committee reports and recommends as follows:

1. That subject to receipt of a signed petition, a By-Law be presented to Council to authorize the widening of the north side of Bath Road including accerleration and deceleration lanes and entrance improvements from W.P.L. to E.P.L. of Lot Pt. 1 and Pt. Gilmour Street, Reg. Plan 525, under the Provisions of Section 7 of the Local Improvement Act, as follows: (Petition)

Total estimated cost	$25,000.
Owner's share	25,000.
City's share	Nil
Debenture amount	25,000.

- and further -

That the 1978 Capital Budget be amended as follows:

	Increase	Decrease
Local Improvements		
New Road Construction, Reconstruction and Paving Macadam Roads	$25,000.	-
General Projects		
Public Works Department - - Snow Blower	-	$ 9,000.
Transportation Department		
Parking Facilities	-	$16,000.

- and further -

That the Bath Road from the west property line of the Shopping Plaza to 435 feet west at an estimated cost of $16,000. be proceeded with, said work to be financed from a cash deposit.

CARRIED
(Ald. Webb Opposed)
(See following Motion Which was Lost)

Moved by Ald. Webb,
Seconded by Ald. French,

That Clause 1, Report No. 112A be referred to the Transportation Committee.

LOST

2. That subject to the approval of the Ontario Municipal Board for the widening of the north side of Bath Road to include acceleration and deceleration lanes and entrance improvements from W.P.L. to E.P.L. of Lot Pt. 1 and Pt. Gilmour Street, Reg. Plan 525, the contract with D.A. Foley Limited (Contract 78/7W) be amended to include the following work:

REPORTS (Cont'd)

Report No. 112A - Public Works (Cont'd)

2. (Cont'd)

Item No.	Spec. No.	Item	Unit	Qty.	$ Unit Price	$ T
1	200 311 435S S.P.	Earth excavation (grading) including stripping of asphalt and disposal of surplus material	cy	995	6.00	5
2	314 406	Granular "A" 18" consolidated thickness on taper. 14" in entrances.	ton	1480	4.20	6,
3	200 314	Water for compaction and dust control.	M.Gal.	15	16	
4	314	Calcium chloride	ton	2	100	
5	310 S.P.	Hot mix H.L. #6 Mod. 4" (2 courses) on taper, 2" (1 course) entrances	ton	240	20	4,
6	310 S.P.	Hot mix H.L. #1 Mod. 1¼" consolidated thickness	ton	.70	25	1,
7	310 S.P.	Hot mix H.L. #3 Mod. 1" consolidated thickness	ton	20	22	
8	406 S.P.	Catch basin runs 8" dia. concrete S.T.M. C.14 including excavation Class "B" bedding and backfill	l.f.	35	25	
9	407	Supply and place pup basins	Each	3	450	1,
10	407 S.P.	Adjust existing manholes	Each	1	100	
11	510	Removal of concrete curb and gutter	l.f.	935	0.75	
12	353 S.P.	Concrete curb and gutter D-200B	l.f.	1005	4.60	4,
13	353 S.P.	Concrete curb 6" x 12"	l.f.	40	4.00	
14	311	Asphalt sidewalk	l.f.	255	6.00	1,
16	570	Topsoil (imported) and sodding (Nursery Unstaked)	s.y.	350	2.00	
			Contract Total =			$29,

and that the completion date of the contract be extended from 22 working days to December 15, 1978.

(Note: Costs for pole moves, engineering and inspection fees, interest on temporary loans, contingencies are included in the total estimated cost of the work $41,000.)

CARRIED

Respectfully Submitted,

(Signed) B.E. Breen (Chairman)
Neil McArthur
J. Hawkins

BY-LAWS

(A) Moved by Ald. Gorham,
Seconded by Ald. McArthur,

That By-Laws 1 and 2 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Tarnowecky,
Seconded by Ald. Breen,

That Rule No. 35 of By-Law No. 1 be suspended for the purpose of giving By-Law 1 its Third Reading.

CARRIED

(C) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That By-Law 1 be given its Third Reading.

CARRIED

* * *

(1) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 30, 1978.

(THREE READINGS) (PROPOSED NO. 9370)
City Council Meeting No. 27.

(2) A By-Law to Authorize the Widening of the North Side of Bath Road including Acceleration and Deceleration Lanes and Entrance Improvements from W.P.L. to E.P.L. of Lot Pt. 1 and Pt. Gilmour Street, Reg. Plan 525, Under Section 7 of the Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9371)
Clause 2, Report No. 112A, 1978

ALD WEBB OPPOSED

* * *

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the congratulations of Council be extended to Helen Richards Campbell on having obtained her Bachelor of Arts Degree.

CARRIED

(2) Moved by Ald. Breen,
Seconded by Ald. French,

That Council do now adjourn.

CARRIED

Council adjourned at 11:40 p.m. (L.S.)

(Signed) *M.C. Healy*
Deputy City Clerk

(Signed) *Ken Keyes*
Mayor

BY-LAWS

(4) Moved by Ald. Corbeau,
Seconded by Ald. McKinnon,

That By-Laws 1 and 2 be given their first & second readings.

CARRIED

(5) Moved by Ald. Tarnowsky,
Seconded by Ald. Green,

That Rule No. 23 of By-Law No. 1, the requirement for the purpose of giving By-Law 1 its first reading.

CARRIED

(6) Moved by Ald. Corbeau,
Seconded by Ald. Corbeau,

That By-Law 1 be given its third reading.

CARRIED

(7) A By-Law to confirm the proceedings of Council at its meeting held October 30, 1978.

(THIRD READING)
City Council Meeting No. 27.

(8) A By-Law to authorize the widening of the north side of Park Road lying between Westerton and Westerton Drive and extensions thereof from W.K.L. to P.L.P., of lot Pt. 1 and Pt. Gilmour Street, Reg. Plan 343, under section 7 of the Local Improvement Act (Petition).

(FIRST & SECOND READING)
Council 1, Record No. 1123, 1973

* * *

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Timming,

That the congratulations of Council be extended to Mayor Richards Campbell on having obtained her Bachelor of Arts Degree.

CARRIED

(2) Moved by Ald. Green,
Seconded by Ald. French,

That Council do now adjourn.

CARRIED

Council adjourned at 11:00 p.m.

(Signed) M.C. Hecky
Deputy City Clerk

(Signed) Kim Kerry
Mayor

Local Govt.

FEB 07 1979

CITY COUNCIL MEETING
NO. 28

The Regular Meeting of City Council will be held on Monday, November 6, 1978, in the Council Chamber, City Hall, at 8.00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 26, held October 23, 1979, be adopted as printed.

COMMUNICATIONS

To be Filed

(686) From the Hon. Keith Norton, Minister of Community and Social Services, acknowledging receipt of City Council's endorsements of the following resolutions:

1. Sewage Project Grants (City of Windsor)
2. Extension of Sales Tax Reductions (City of Windsor)
3. Assessment (City of London)
4. Amendment to the Ontario Building Code (City of Welland).

(687) From the Liquor Licence Board of Ontario notifying that application has been made to the Board for the issue of a liquor licence in respect to B-J's Submarine & Pizza Parlour Restaurant, 265 King Street East.

(688) From the Ministry of Community and Social Services, copies of their publication entitled "Children's Services" Nos. 7 and 8, dated October, 1978.

(689) Minutes of the Executive Committee of the Cataraqui Region Conservation Authority meeting held October 18, 1978.

(690) From the Ministry of Health enclosing a copy of their new "Audio-Visual Resource Catalogue". This catalogue lists 120 films on 15 health related topics from Accident Prevention to Smoking and Physical Fitness.

(691) From the Liquor Licence Board of Ontario notifying that application has been made to the Board for the issue of a liquor licence in respect to Lucky Palace Restaurant, 659 Princess Street.

(692) From the Ministry of Intergovernmental Affairs, copies of "Background" Nos. 78/39, 78/40 and 78/41.

(Copies have been distributed to members of Council).

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Finance & Accounts Committee

(693) From the Association of Women Electors enclosing a 1978 list of City Council and Standing Committees showing the attendance of Councillors.

To be Referred to the Finance & Accounts Committee

(694) From N.C. Jackson, City Solicitor, with respect to the Provincial Committee studying amendments to The Municipal Conflict of Interest Act on which he served. Mr. Jackson sets out in his memorandum, the conclusions of approximately six meetings which were held in this regard.

(695) From Mrs. Joyce Arbuckle, Chairman, N.I.P. Area Committee with respect to 106 Rideau Street - Rideau Laundry, and expressing the N.I.P. Committee's concern about the future of this city block and the residents within this block. The Committee asks that reports be obtained from the Ontario Ministry of Environment, Ministry of Labour and the City's Property Standards Department, Fire Department, Police Department, Public Works Department, Traffic & Streets Department and any other necessary departments in the City in order that this matter can be resolved.

To be Referred to the Public Utilities Commission

(696) From Mrs. Joyce Arbuckle, Chairman, N.I.P. Area Committee, expressing the Committee's concern at the recent P.U.C. installation of meters in front of new and older homes.

Which Has Been Referred to the City of Kingston Planning Board

(697) Application for Zone Change from John Lukezich for Lot 7, Plan 144, City of Kingston (211 Division Street, Apartment No. 1) which is presently zoned Residential (N.I.P. area). The applicant requests that this apartment be zoned C1 (Neighbourhood) Commercial as he wishes to use it as a law office commencing April, 1979.

(Note: The building is a fourplex; the Zone Change application is for Apt. No. 1 only.)

(698) Application for Zone Change from Kingston & District Association for Mentally Retarded for the north-east corner lot 36, Plan No. D1, City of Kingston, located at 300 Rideau Street presently zoned as A (Residential). The applicants request that this property be zoned for use as an auxillary traning home for mentally retarded adults, using the present structure.

To be Filed

(699) Minutes of the N.I.P. Area Citizens Committee Meetings Nos. 42 and 43 held October 16 and 23, 1978 respectively.

(Copies have been distributed to members of Council)

(700) From the Bureau of Municipal Research, copy of their publication "TOPIC - Questions for Electors, 1978".

(Copies have been distributed to members of Council and Department Heads).

COMMUNICATIONS (Cont'd)

Which Have Been Referred to the Finance & Assessment Committee

(493) From the Association of Women Electors enclosing a 1978 [illegible] of City Council and Standing Committees showing the attendance of Councillors.

To be Referred to the Planning & Buildings Committee

(494) From W. G. Jackson, City Solicitor, with respect to the Provincial Committee studying amendments to the Municipal Conflict of Interest Act on which he served. Mr. Jackson sets out in his memorandum, the conclusions of approximately six meetings which were held in this regard.

(495) From Mrs. Joyce Johnston, Chairman, R.I.P. Area Committee with respect to 188 Sydenham Street - [illegible] was expressing the R.I.P. Committee's concern about the number of [illegible] this block and the residents within this block. The Committee asks that reports be obtained from the Ontario Ministry of Environment, Ministry of Labour and the City's Property Standards Department, Fire Department, Police Department, Public Works Department, Traffic & Streets Department and any other necessary departments in the City in order that this matter can be resolved.

To be Referred to the Traffic [illegible] Committee

(496) From Mrs. Joyce Johnston, Chairman, R.I.P. Area Committee, requesting the Committee's support in [illegible] R.I.C. installation of [illegible] in front of [illegible] lines.

Which Have Been Referred to the City of Kingston Planning Board

(497) Application for Zone Change from [illegible] Lot [illegible] Plan [illegible], City of Kingston ([illegible] Street). Amendment No. [illegible] which is presently zoned [illegible]. The applicant requests that this [illegible] be zoned [illegible] Commercial so as to allow to use it as a law office commencing April, 1979.

(Note: The following is a duplicate, the Zone Change application is for [illegible] No. 2 only.)

(498) Application for Zone Change from [illegible] & District Association for [illegible] for the [illegible] Lot [illegible], Plan No. [illegible], City of Kingston, located at [illegible] Street presently zoned as "A" (Residential). The applicants request that this property be zoned for use as an [illegible] building for [illegible], using the present structure.

To be Filed

(499) Minutes of the R.I.P. Area Planning Committee Meetings No. 12 and 13 held October 16 and 23, 1978 respectively.

(Copies have been distributed to members of Council)

(500) From the Bureau of Municipal Research, copy of their publication "[illegible] - [illegible] the [illegible], 1978".

(Copies have been distributed to members of Council and Department Heads)

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(701) Minutes of a Special Board Meeting of the Kingston, Frontenac and Lennox and Addington Health Unit held on October 27, 1978.

(702) From the Frontenac-Lennox and Addington County Roman Catholic Separate School Board with respect to By-Law No. 7131, "A By-Law to Provide for the Licensing and Regulating of Public Halls", notifying that the action of the City in not exempting the Separate schools from the Public Halls By-Law had been reported to their Property and Transportation Committee and the Board. It is still believed the schools should be exempt but it was agreed to comply with the By-Law.

To be Referred to the Community Services Committee

(703) From the Provincial Secretary for Social Development, Government of Ontario, notifying that the General Assembly of the United Nations has proclaimed 1979 as the International Year of the Child in order that governments and individuals around the world would concern themselves with the condition of their children.

PETITIONS

To be Referred to the Gasoline Advisory Committee

Petition received from owners and operators of full-service and self-service gasoline stations wtihin the City of Kingston with respect to hours of operation.

REPORTS

REPORT NO. 113

To the Mayor and Aldermen: October 25th, 1978

The Transportation Committee reports and recommends as follows:

1. That a By-law be presented to Council to amend By-law 24 (Traffic) to provide that the following be added to Section 10(b) (Bus Stops):

   Division Street W/S at Kirkpatrick - from Kirkpatrick Street 60 feet southerly;

   And further, that the following be deleted:

   Division Street W/S at Kirkpatrick - 80 feet from Kirkpatrick northerly (By-law 4865-1965)

2. That a By-law be presented to Council to amend By-law 24 (Traffic) to provide that the following be added to Section 18 (Various Parking Restrictions):

   Earl St. N/S, 30 ft. west of Barrie Street to 50 ft. west of Barrie Street - 15 minute time limit;

   And further, that the following be deleted:

   Earl Street N/S and S/S at Barrie Street - 15 minute parking on authorized days only.

3. That boulevard parking not be permitted in the City of Kingston, in accordance with Section 28(1) of By-law 10.

4. That the action of the Committee in permitting a Trafalgar Day Naval Church Parade to be conducted on Sunday, October 22nd, 1978 from the Kingston Armouries to St. Andrews Church and St. Marys Cathedral and return, be ratified.

5. That the Kingston Jaycees be permitted to conduct its twenty-second annual Santa Claus Parade on Saturday, November 18th, 1978, commencing at 10:00 a.m.

   NOTE: The parade will commence at the Kingston Shopping Centre, proceed down Princess St. to Ontario Street, where it will disperse.

6. That, notwithstanding the provisions of By-law 10, approval be given to an existing four-foot chain link fence at the south-east corner of William and Clergy Streets, on the condition that the owner trim the hedge next to the fence to a height of not more than 2½ feet.

7. That the owner at 321 Napier Street be permitted to pave a City street allowance having a length of 56 feet, subject to the owner satisfying the Public Works inspector that the grade will not interfere with the drainage, and agreeing not to oppose future local improvements inthe area, and subject further to no parking on the boulevard.

8. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that parking be established on Durham Street west of Macdonnell Street to the end of Durham Street, as follows:

NORTH SIDE - Parking prohibited between 10:00-11:00a.m. and 2:00-3:00p.m., Monday to Friday inclusive;

SOUTH SIDE - Parking permitted between 10:00-11:00 a.m. and 2:00-3:00p.m., Monday to Friday inclusive, Parking prohibited at all other times.

NOTE: At the present time, parking is permitted on both sides of the street for two hours between 8:00 a.m. and 6:00 p.m.

9. That the Transportation Committee endorses the proposed draft plan of subdivision as submitted by Dacon Corporation Limited for Part Lot 5, Concession 1, Township of Kingston, on the condition that the NEF contours to be provided by the Ministry of Housing are identical to those provided by Mr. Adley of Dacon Corporation, in the drawing prepared and developed by Transport Canada.

10. That the account of J. J. MacKay Canada Limited, in the amount of $16,234.40, for the purchase of 40 VIP Duplex Parking Meters and 80 Ball Bearing Segments, be approved for payment.

NOTE: Provision has been made in the 1978 Budget for this amount.

11. That the owner at 7 Grosvenor Court be permitted to retain the paving on the boulevard, on the condition that planters containing small trees and shrubs be placed along the fence and driveway, so that no parking will be permitted on the boulevard.

12. That Glenwood Court be dedicated as a public street, in the Watts-Silver Subdivision.

NOTE: Area Planning Board confirms that the street name "Glenwood Court" does not duplicate any existing street name.

Respectfully submitted,

Chairman.

REPORT NO. 114

October 26, 1978.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS, when the Stella Buck Work Activity Project was set up in September, 1974, an incentive allowance to encourage attendance of participants was initiated, whereby single participants are paid an incentive allowance of $2.50 per day plus $0.70 transportation allowance and married participants are paid an incentive allowance of $5.00 per day, plus $0.70 transportation allowance; and

WHEREAS such incentive allowances have remained at their present rate since September 1974, and have not been increased; and

WHEREAS it is felt that because of the rise in the cost of living since September 1974, the incentive allowance should be increased, and changes made to the incentive allowance scheme; and

WHEREAS sufficient funds remain in the 1978 budget to provide for an increase in incentive allowance;

THEREFORE BE IT RESOLVED that:

a) the incentive allowance paid to participants at the Stella Buck Work Activity Project be equal for all participants, regardless of their marital status;

(Alderman Matthews opposed)

b) that the rates of incentive allowance paid to partipants at the Work Activity Project be increase as follows, for the months of November and December, 1978:

i) $4.50 per day for new participants, it being understood that the rate of $5.00 per day now paid to married participants will remain until such time as they enter a further phase of the program;

ii) $6.00 per day for participants who have attended the Project for one month with an attendance rate of 90% or better;

iii) $7.00 per day for participants who have attended the Project for four months with an attendance rate of 90% or better, until the end of the seventh month of participation;

iv) $6.00 per day for participants who have attended the Project for more than seven months, and have not yet found employment.

2. WHEREAS an application for a Sign Permit has been received from Ron McAdoo Piano & Organ Co. Ltd. for a sign to be located on property owned by the YMCA-YWCA at the corner of Bath Road and Sir John A. Macdonald Blvd.; and

WHEREAS the proposed sign would be a free-standing, double sided, internally illuminated sign containing advertising for the applicant's music and furniture businesses, and would be approximately 24 feet by 10 feet in dimension; and

WHEREAS By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' may not permit signs in residential zones, and the subject property is zoned B1 (Multiple Family) Residential; and

WHEREAS By-Law No. 2958, 'A By-Law for the Regulation of Signs' does not permit billboard signs in a residential zone;

THEREFORE BE IT RESOLVED that the application for a Sign Permit submitted by Ron McAdoo Piano & Organ Co. Ltd. with respect to a sign to be located at the corner of Sir John A. Macdonald Blvd. and Bath Road be refused.

3. WHEREAS the City of Kingston acknowledges that there should be greater understanding and co-operation between university students and their surrounding communities; and

WHEREAS the Community University Day Committee has requested the support of the City of Kingston in promoting such understanding and co-operation;

THEREFORE BE IT RESOLVED that Sunday, November 19, 1978, be proclaimed Community University Day in the City of Kingston.

(Presented as a result of a telephone poll conducted subsequent to the meeting of the Committee)

Respectfully submitted,

CHAIRMAN

REPORT NO. 115

October 31, 1978.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the City recently acquired 12.55 hectares of land north of Bath Road and west of the Extension of Queen Mary Road with the intention of developing a portion of the site as residential and retaining the remainder for public purposes; and

WHEREAS the City has also agreed to permit Bob Martin Construction Company to construct 167 apartment units in a building or buildings on an approximately 2.9 hectare site at the south-east corner of the subject property;

THEREFORE BE IT RESOLVED THAT:

A. The Official Plan be amended so as to re-designate an approximately 5.26 hectare parcel of land located north of Bath Road and west of the extension of Queen Mary Road from Residential to Recreation, Parks and Open Space and from Hazard Lands to Residential, as shown on a copy of Schedule A-1 attached hereto as Schedule 'A', and to amend Schedule A-2 accordingly;

B. That Zoning By-Law No. 8499 be amended as follows:

a) Rezone approximately 8.09 hectare parcel of land located north of Bath Road and west of the extension of Queen Mary Road from FP (Flood Plain) and B1.110 (Multiple Family) Residential, to B1.160 (Multiple Family) Residential, OS1 (Public Open Space) and FP (Flood Plain) as shown on a copy of Zoning Map No. 22 which is attached hereto as Schedule 'B'.

b) Add as Section 160 the following:

"160. On the approximately 2.96 hectare parcel of land located north of Bath Road and west of the extension of Queen Mary Road and designated B1.160 on a copy of Zoning Map No. 22 which is attached to By-Law No. as Schedule 'A':

(i) the maximum number of permitted dwelling units shall be 167;

(ii) the maximum permissible building height shall be six storeys."

2. That Council does hereby certify that By-Law No. 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston"(Rezone 8.09 hectare Parcel of

2. (Cont'd)

Land Located North of Bath Road and West of the Extension of Queen Mary Road from FP (Flood Plain) and B1.110 (Multiple Family) Residential, to B1.160 (Multiple Family) Residential, OS1 (Public Open Space) and FP (Flood Plain)', is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 98, which has not yet been approved by the Minister.

3. That the following plans for restaurant, office and retail development at the corner of Princess and Frontenac Streets, submitted by E. Bak, (Dominik, Polson, Thompson, Laframboise & Mallette Architects and Engineers, and Christopher Z. Tworkowski, Architect):

Plan #1 - Site Plan - Scale 1"=20' - Oct. 11, 1978

Plan #2 - Elevations Scale 1/8"=1' - Oct., 1978

Plan #3 - Elevations Scale 1/4"=1' - Aug. 25, 1978

be approved, subject to the owner entering into a development control agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that all parking and vehicular access routes shall be paved;*

c) *that the design and location of all exterior signs and lighting shall be submitted for City approval;*

d) *that a landscaping plan shall be submitted within three months of approval by City Council, which shall be subject to City approval;*

e) *that prior to issuance of a building permit a grading and servicing plan to the satisfaction of the Commissioner of Works shall be filed with the City;*

f) *that, due to the fact that the subject property is served only by combined sewers any storm drain connection shall be at Council's discretion;*

g) *that vehicular access to Princess Street shall be restricted to right hand turns in and out only, and the design of this entrance shall be submitted for City approval;*

h) *that the design and location of vehicular access to Frontenac Street shall be submitted for City approval;*

i) *that water service shall be from an existing 16"Ø watermain on Princess Street via a 4"Ø ductile iron service with 1"Ø or 1½Ø service tap from the 4" service to the Pizza Hut, all at the owner's expense;*

j) *that electrical supply shall be at 4160 volts with single vault or pad mounted transformer installation to supply both buildings with individual meters;*

2. (Cont'd)

land located North of Bell Road and West of the Extension of Ocean View Road (Plan #7, Plans 8A-1) and 8A.1/2 (Multiple Family) (residential, to 8A.1/2 (Multiple Family) (residential, Conditions Open Space) and 8A (Local Area), in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 98, which has not yet been approved by the Ministry.

3. That the following plans for rezoning, site plan and parkland dedication at the corner of Princess and Frontenac streets, submitted by R. Ard, Gemmill, Tolsma, Thompson, Architects & Planners, Architects and Engineers, and Cantelopes & Associates, Architects:

Plan #1 - Site Plan - Scale 1"=20' - Feb. 11, 1972

Plan #2 - Elevations, Scale 1/8"=1' - Oct., 1971

Plan #3 - Elevations, Scale 1/8"=1' - Sept. 23, 1971

be approved, subject to the owner entering into a development contract agreement which sets out the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that all existing and proposed street access shall be paved;

c) that the design and construction of the access over the existing shall be submitted to the City engineer;

d) that a landscaping plan shall be submitted which shall be approved by City Council, which shall be submitted to City Planner;

e) that prior to issuance of a building permit and occupancy of the building, the owner shall be called with the Fire Chief;

f) that, due to the fact that the subject property is zoned for the proposed use, the owner shall be called with Planning Consultant's requirements;

g) that building permit be issued only upon receipt of a letter from the Planning Consultant stating that the owner has complied with the Zoning By-Law;

h) that the owner enter into a Site Plan Control Agreement with the City, and the terms of which shall be submitted to City Planner;

i) that the owner and contractor be advised that the Fire Marshal's Regulations shall be submitted to City Council;

j) that the owner shall be responsible for the cost of the installation of a 6" watermain on the Frontenac St. side of the property;

k) that electrical service shall be at rear with water, sewer, gas on one hydro transformer installation to supply both buildings and underground service;

3. (Cont'd)

k) *that a 4½' high masonry wall shall be constructed along the south and west perimeters of the parking area, and along the north perimeter for a distance of approximately 30'+ where the site abuts land which is zoned residential with design details to be submitted for City approval said wall may be lower directly to the rear of the residence at 461 Albert Street;*

l) *that an enclosed garbage storage area be provided with the design and location to be submitted to the City for approval;*

m) *that there shall be no vehicular access to Albert Street from the site;*

n) *in the case of a non-residential building, or the non-residential part of a combined residential and non-residential building, a charge of 17 cents for each square foot of gross floor area the creation of which is authorized by the building permit of which 17 cents shall be for sanitary sewers and nil cents for storm sewers shall be paid by the owner.*

4. That the Cataraqui Conservation Authority be advised that Council has no objection to the renewal of a fill permit held by Greenwood Brothers, with respect to filling on parts of Lots 23 and 24, Concession III in the City of Kingston.

5. That, as recommended by the Housing Subcommittee of the City of Kingston Planning Board, that the Annual Housing Review for 1978, attached hereto as Appendix 'A', be adopted and forwarded to the Ministry of Housing for approval.

(Note: These forecasts have been prepared in consultation with Central Mortgage & Housing Corporation.)

6. WHEREAS in October, 1978, Council gave development control approval to a 58-unit motel at the south-east intersection of Princess Street and the Parkway to be constructed by M.H. Rollins Construction Limited, subject to construction of a masonry buffer wall along the southerly boundary; and

WHEREAS design details of the wall have been submitted for City approval and are considered to be appropriate by the Development Control Committee;

THEREFORE BE IT RESOLVED THAT, as recommended by the Development Control Committee, the following plan:

Plan #6 - Decorative Screen Wall - Scale: 1.2"=1'0" - October 12, 1978

be approved, subject to the provision of the top of the wall being capped in a suitable manner.

7. WHEREAS in June 1978, Council gave development control approval to a 120 unit apartment building to be constructed by Dacon Corporation Limited at the south end of Green Drive; and

WHEREAS Dacon Corporation has requested permission to relocate 35 parking spaces from the rear yard of the building to the front yard; and

WHEREAS in the opinion of the Development Control Committee this change will improve the design of the development;

THEREFORE BE IT RESOLVED that, as recommended by the Development Control Committee, the location of parking areas be amended to conform with Plan #L1 - Plot Plan and Site Servicing - Scale: 1"=30' - Dated October 20, 1978 prepared by Dacon Corporation subject to the following conditions:

a) that revised grading shall be to the satisfaction of the Commissioner of Works;

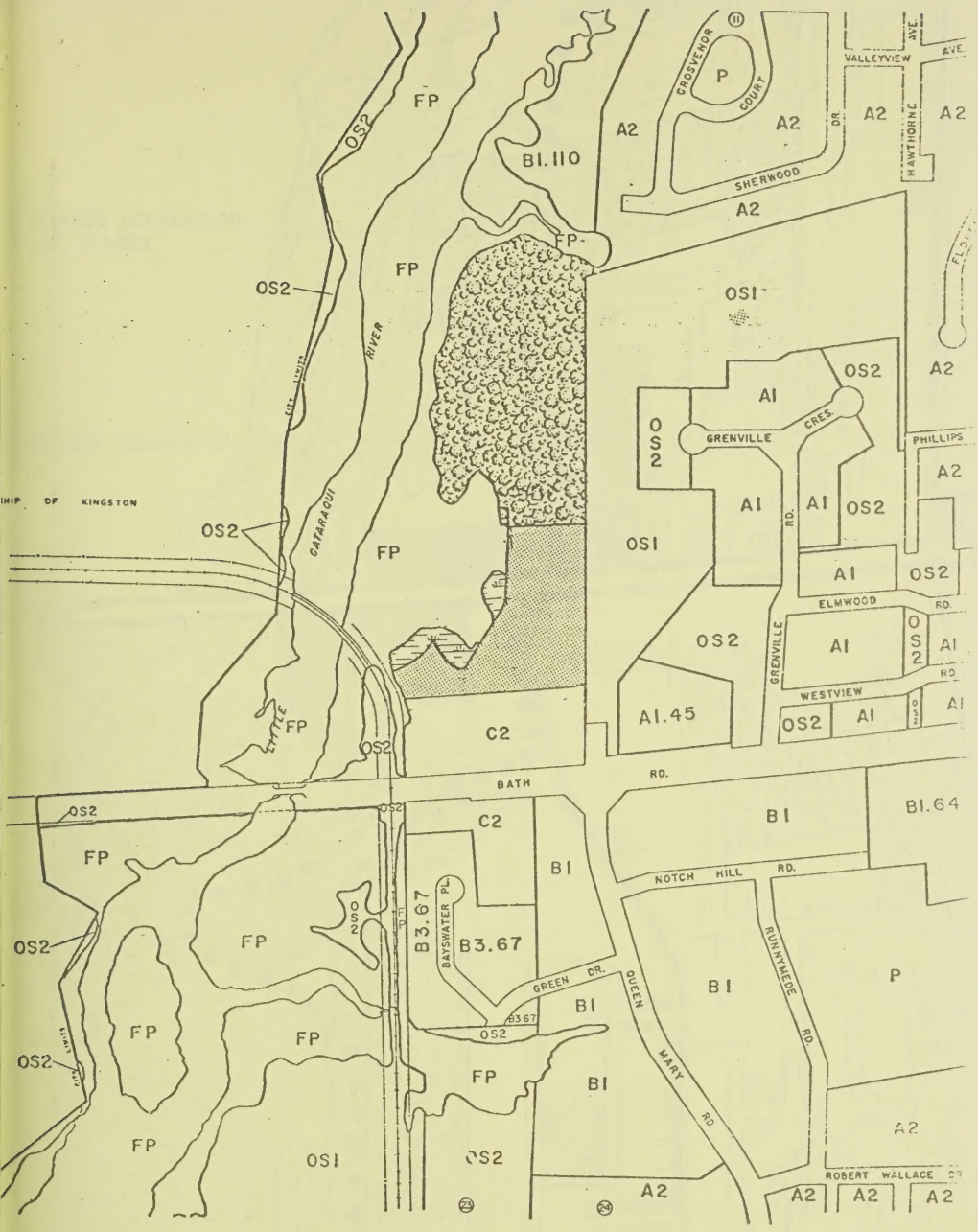
b) that revised fire hydrant location service connections shall be to the satisfaction of the Public Utilities Commission;

c) that approval be subject to the approval of the Committee of Adjustment.

Respectfully submitted,

CHAIRMAN

SCHEDULE B

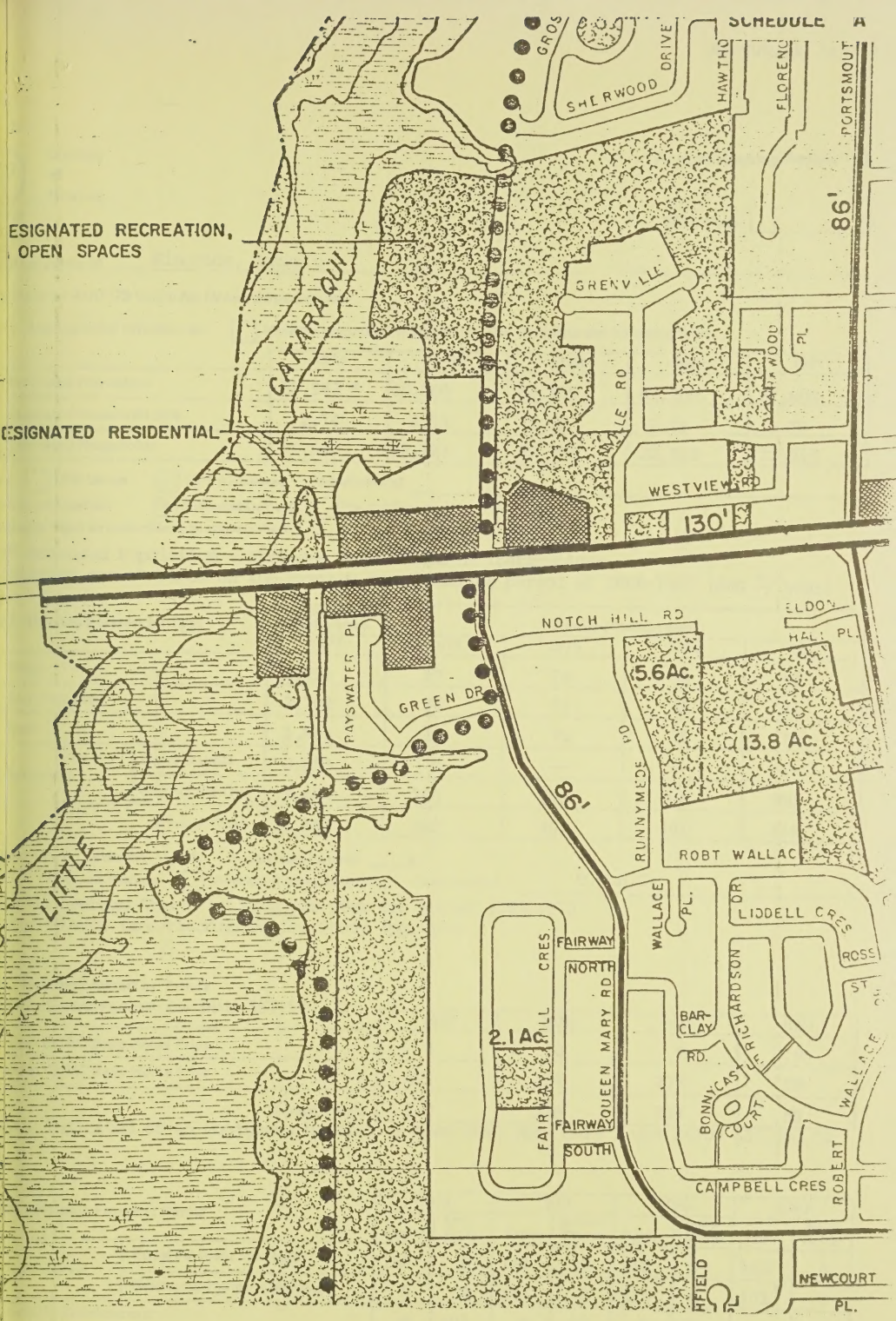


MAP 22

LEGEND

TO BE ZONED OSI
TO BE ZONED FP
TO BE ZONED Bl.160

BY-LAW Nº 8499
JULY 28, 1975
REVISED


SCHEDULE A
ESIGNATED RECREATION,
OPEN SPACES
ESIGNATED RESIDENTIAL
CATARAQUI
LITTLE
SHERWOOD DRIVE
HAWTHO
FLORENC
PORTSMOUT
86'
GRENVILLE
WESTVIEW RD
130'
NOTCH HILL RD
HALL PL.
5.6 Ac.
13.8 Ac.
RAYSWATER PL
GREEN DR
RUNNYMEDE RD
86'
ROBT WALLAC
WALLACE PL.
LIDDELL CRES
ROSS
ST
FAIRWAY NORTH
FAIRWAY SOUTH
QUEEN MARY RD
2.1 Ac.
BAR-CLAY RD.
RICHARDSON
BONNYCASTLE COURT
WALLACE
CAMPBELL CRES
ROBERT
NEWCOURT PL.

Ministry of Housing
ario

Annual Housing Review '79

TEIA Code

on/Municipality of Kingston, Ontario

Date

e Refer to AHR '79 Guide for Detailed Instructions.

e 1 - Demographic Information: ☐ Ministry projection is acceptable OR complete the following table.

	1977	1978	1979	1980	1981
Estimated Population	59,942 *	60,400	60,800	61,200	61,600
Estimated Household Size	2.74	2.73	2.72	2.71	2.70
Estimated Households	21,876	22,124	22,353	22,583	22,815

e: ☐ 1976 Census ☒ 1977 Assessment Other (Specify)

ctions are based on: ☒ Estimated Demand ☐ Planned Growth

provide detail on methodology on separate sheet.

77 Assessed Population - Excludes Inhabitants of Institutions
pulation growth based on the average growth during period of 1969-1977 (400 ±/ year)

e 2 - Housing Forecast by Type

		Estimated Housing Stock 1977	Estimated Housing Starts 1978	1979	1980	1981
Single		8,255	70	70	70	35
Semi-Detached		2,702	34	46	46	24
Row		1,908	18	75	75	75
Apartment	Up to 5 Units	2,853	0	--	--	--
	6 Units and Over	7,429	260	300	300	300
	Annual Totals	23,147	352	491	491	434

tion Factors: Vacancy: ____ % Replacement Demand: ____ %

e: ☐ Municipal Records ☐ Municipal Housing Statement Other (Specify) C.M.H.C.

sed on Average Starts by Type per year for period 1969-1978
ideal Starts from Housing Policy Study (pg. 1[illegible]4)

3 - Housing Forecast by Tenure

3.A. - Housing Forecast: Ownership $37,500.00

	1978	1979	1980	1981
Below CMHC Basic House Price	1	0	0	0
Above CMHC Basic House Price	121	116	239	59
Annual Totals	122	116	239	59

H.C. Indicated of 65 mortgages handles by them this year only 1 was below $37,500.00

3.B. - Housing Forecast: Rental

		1978 Family	1978 Senior Citizen	1979 Family	1979 Senior Citizen	1980 Family	1980 Senior Citizen	1981 Family	1981 Senior Citizen
Private Market	Equal Payment Mortgage	156	0	148	0	218	0	163	0
	Graduated Payment Mortgage	0	0	147	0	217	0	162	0
Provincial Development		0	104	0	50	0	50	0	50
Municipal Development		0	0	0	0	0	0	0	0
Service Group Development		0	0	0	140	0	0	0	0
Other (Specify)		0	0	0	0	0	0	0	0
Annual Totals		156	104	295	190	435	50	352	50
Rent Supplement		0	10	0	30	0	5	0	5

Housing Review '79 (Cont'd)

TEIA Code

nicipality of _____ Date _____

Overall Land Forecast

Municipalities under 2500 need only complete those sections as appropriate to indicate whether sufficient land units will be available to meet the Housing Units Forecast on Tables 2 and 3.

In ☐ Hectares ☒ Acres

			Total as of December 31, 1978	Projected Totals 1979	1980	1981
ndeveloped land signated in an ficial Plan for idential purposes *e Notes)*	Single	Area	130	130	130	130
		Units	275	275	275	275
	Semi-Detached	Area	0	0	0	0
		Units	0	0	0	0
	Row	Area	0	0	0	0
		Units	0	0	0	0
	Apartment	Area	0	0	0	0
		Units	0	0	0	0
		Total Units	275	275	275	275
developed land ned for residential rposes *(See Notes)*	Single	Area	3	3	3	3
		Units	20	20	20	20
	Semi-Detached	Area	7.0	7.0	7.0	7.0
		Units	78	78	78	78
	Row	Area	0	0	5	0
		Units	0	0	40	0
	Apartment	Area	19	18	58	18
		Units	527	505	1,855	505
		Total Units	625	603	1,993	603
mber of units with ft subdivision roval and divided consent *e Notes)*	Single	Area	7	0	0	0
		Units	34	0	0	0
	Semi-Detached	Area	1	0	0	0
		Units	8	0	0	0
	Row	Area	53.19	48	42	38
		Units	842	767	692	656
	Apartment	Area	87.46	73.5	69.0	62.0
		Units	2,962	2,552	2,142	1,937
		Total Units	3,846	3,319	2,834	2,593
nber of units ble for ding permits *Notes)*	Single		345	303	233	198
	Semi-Detached		122	76	30	6
	Row		0	0	0	0
	Apartment		0	0	0	0
		Total Units	467	379	263	204
nber of units on d building its *(See Notes)*	Single		23			
	Semi-Detached		12			
	Row		0			
	Apartment		36			
		Total Units	71			

ual Housing Review '79 (Cont'd)

TEIA Code

n/Municipality of _____ Date _____

5 - Land Production Restrictions

tain the forecast housing production, properly serviced and zoned land must be available when needed. Municipalities which will ave sufficient units to provide for the issuance of building permits at the time of identified need should check what areas require n.

Action Areas	Check	Explain the problems identified, action taken by the municipality and assistance the province could provide or has provided.
Raw land available		
Official Plans approval process		
Subdivision Plans approval process		
Sewage treatment plant capacity		
Water and/or storm capacity		
Trunk main extensions		
Zoning of suitable sites		
Deficiencies of Federal or Provincial Programmes		
Other (Specify)		

ual Housing Review '79 (Cont'd)

TEIA Code

n/Municipality of _____ Date _____

6 - Municipal Land Development

unicipal Housing Statement approved by the Ministry of Housing is a prerequisite for municipal land acquisition and development r Section 42 of the National Housing Act - Land Loans. Municipalities without a statement or who do not propose to complete over the three year projection period should not complete this table.

s of Municipal Housing Statement: ☐ Ministry Approved ☐ Under Ministry Review ☒ Study Underway ☐ Study Proposed

iven in ☐ Hectares ☒ Acres

	Municipally Owned	Under Negotiation	To Be Identified
A Area of current land available for Municipal Land Development	3.4	0	0

B CMHC Commitments		1978	1979	1980	1981
Acquisition	Area	0	0	0	0
	Dollars	0	0	0	0
Development	Area	0	0	0	0
	Dollars	0	0	0	0

C Production Forecast - Starts	1978	1979	1980	1981
Single	0	0	0	0
Semi-Detached	0	0	0	0
Row	0	0	0	0
Apartment	0	0	0	0
Total	0	0	0	0

nments

Report No.116

October 30, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the quotation of Bennett Paving and Materials Ltd to supply 600 tons of P A.P. asphalt for winter road repairs at a price of $18.00 per ton delivered to the City Yard, be accepted being the only quotation received.

Note The price is about 4½% higher than last year which is not unreasonable.

2. That the following rate for rental of trucks for winter control and other municipal operations during period November 13, 1978 to November 12, 1979. be approved -

Vehicle	1977/78 rate	1978/79 rate
Single axle trucks		
10 cy minimum capacity	$10.50/hr	$10.50/hr
13 cy minimum capacity	12.00/hr	12.50/hr
Tandem axle trucks		
15 cy minimum capacity	15.75/hr	16.00/hr
19 cy minimum capacity	18.00/hr	18.75/hr

3. That since sufficiently signed petitions have been received, by-laws be passed to authorize the construction of the following projects under the provisions of Section 7 of the Local Improvement -

(a) 28 ft wide asphalt pavement in Cowdy St from Thomas to Russell St

Total estimated cost	$17,000.00
Owners' share	2,347.38
City's share	7,326.31
Anticipated MTC subsidy	7,326.31
Debenture amount	9,673.69

(b) Concrete curb, gutter and boulevard on east side of Cowdy St from Thomas to Russell St

...../2

Total estimated cost	$3,400.00
Owners' share	1,656.01
City's share	872.00
Anticipated MTC subsidy	871.99
Debenture amount	2,528.01

Adequate funds are available in the 1978 Capital Budget Local Improvements - Miscellaneous Road Construction.

4. That approximately 27 acres of the Clyde Farm be acquired for specific future subsidizable road purposes.

Note The adoption of this resolution will keep the City's options open to apply for subsidy in the future on land costs for road allowance.

5. That application be made to the Ministry of Transportation and Communications for supplementary road subsidy for acquisition of 27 acres of land in the Clyde Farm for road allowance for extension of Sir John A.Macdonald Blvd from Counter St to Highway 401.

Total cost of acquisition	- $173,400.00
50% MTC subsidy	- $ 86,700.00

Respectfully submitted,

Chairman

Report No.117

October 26, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That notwithstanding the provisions of By-law No 21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber - Local 141 CUPE be permitted to use Memorial Hall at no charge on December 2, 1978 from 9 am to 2 pm for the purpose of holding its annual children's Christmas party.

2. That By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended to include the amendments listed on attached Schedule A, B, C, D, E, and F.

Respectfully submitted,

Chairman

BY-LAW NO. 19 - AMENDMENTS

This matter was referred back by City Council for further information, which is provided below.

The Commissioner, in response from the Chairman to explain the questions that arose from the Council floor, said that the intent of this proposal is threefold:

1. To update rates to current times;

2. To include certain facilities that were not in the by-law, but should be; and

3. To develop new, and co-ordinating with golf, special tennis rates for the new Elder tennis complex and clubhouse.

These recommendations come as a result of exposure and experience by the staff and citizens with regard to the use of the facilities throughout the City and within the Department's responsibility.

Further, the Commissioner apologized for the errors and the format contained in the report to Council and then proceeded to answer the questions as referred by Council.

1. Profit and non-profit - who determines this?

The Commissioner said the definitions for "profit" and "non-profit" were prepared by he and the City Solicitor.

It was agreed to delete paragraph (g)(ii) from the definition for "profit", which reads as follows:

> 'Any organization or person whose purpose cannot be characterized as being for the general benefit of the Community.'

2. Golf and Tennis membership fees - what is age cutoff? Junior fee?

The Commissioner said the following age qualifications are part of By-Law No. 19:

Senior - 21 years of age and over on or before May 1st.
Student - Under 21 years of age as of May 1st.
Junior - Under 18 years of age as of May 1st.
Senior Citizen - 60 years or over on or before May 1st.

It was agreed to delete Student from the schedule of fees.

3. When facilities are rented until 1 A.M., are staff people present?

The Commissioner said that staff people are present when the Cataraqui Park Golf Course Clubhouse, Artillery Park, Youth Centres and Olympic Site are rented until 1 A.M. At other facilities such as the City Park Recreation Building, a key is given to the group renting the facility and they lock the building. He said this practice has been very successful and no problems have occurred.

4. First right of refusal - why does Parks & Recreation exercise this, and does this include soft drinks (mix)? (Golf Course Clubhouse specifically.)

The Commissioner said that when the City leases business space to outside commercial interests, it grants them first right of refusal for their particular business interest at the site and, therefore, it is only right that the City should expect the same privilege at its own facilities and operations.

He said this recommendation is not placed to impose unfair hardships on recreation oriented groups but rather to insure that the City does have the opportunity to make a reasonable profit when the situation is warranted.

[illegible] NO. 19 - [illegible]

This matter was referred back to City Council for [illegible] information, which is provided below.

The Commissioner's [illegible] from the Canadian [illegible] questions that arose from the Council floor, which [illegible] of this proposal is threefold:

1. To update rates to current times;

2. To include certain facilities that were not [illegible] by [illegible], but should be; and

3. To develop new and co-ordinating [illegible] rates for the new Elder Tennis Complex and [illegible].

These recommendations came as a result of [illegible] and [illegible] by the staff and citizens with [illegible] to the use of the [illegible] Paragraphs [illegible] City and [illegible] Department's [illegible].

Further, the Commissioner [illegible] for the [illegible] contained in the report to Council and [illegible] the questions referred by Council.

1. Profit and non-profit - who determines this?

The Commissioner said the definitions for "profit" [illegible] were proposed by he and the City Solicitor.

It was agreed to delete paragraph (g)(ii) from the [illegible] which reads as follows:

"Any organization or person whose purpose cannot be characterized as being for the general benefit of the Community."

2. Cost and Tennis [illegible] - what is [illegible]

The Commissioner said the following [illegible] of [illegible] 19:

Senior - 21 years of age and over on or before May 1st.
Student - Under 21 years of age as of May 1st.
Junior - Under 18 years of age as of May 1st.
Senior Citizen - 60 years of over on or before May 1st.

It was agreed to delete Student from the schedule of fees.

3. When facilities are rented until 1 A.M. [illegible] staff people [illegible]

The Commissioner said that staff people are [illegible] when the [illegible] Park Golf Course Clubhouse, Artillery Park, Youth Centres and [illegible] are rented until 1 A.M. At other facilities such as the City [illegible] Recreation Building, a key is given to the group [illegible] facility and they lock the building. He said this practice has been [illegible] successful and no problems have occurred.

4. [illegible] right of refusal - why does Parks [illegible] [illegible], and does this include [illegible] (mix) [illegible] Clubhouse specifically.)

The Commissioner said that when the City leases [illegible] [illegible] commercial interests, it grants them first right of refusal [illegible] their particular business interest at the site and, therefore, it is only right that the City should exact the same privilege [illegible] its own facilities and operations.

He said this recommendation is not placed to impose [illegible] [illegible] orientated groups but rather to insure that the [illegible] the opportunity to make a reasonable profit when the [illegible] [illegible].

5. Rotary Rotunda - why no liquor allowed?

The Commissioner said the Rotary Rotunda at the J. K. Tett Creativity Centre would require a large amount of renovation in order to comply with the liquor control board regulations and experience at this site has suggested the operation can get along without this facility.

6. Community Facility Application Form - should be deleted.

It was agreed that the application form should not be part of By-Law No. 19.

That By-Law No. 19 - A By-Law to provide for the Regulation Use of Parks & Recreational Facilities of the Corporation - be amended as follows:

SECTION 1.

Add the following definitions:

(g) 'Profit' when used in the Fee Schedules in this By-Law shall mean:-

(i) any organization or person whose purpose is to make a profit through the operation of its activities.

(h) 'Non-Profit' when used in the Fee Schedules to this By-Law shall mean:-

(i) any organization or person whose purpose is not to make a profit through the operation of its activities and proof of same shall be produced upon request by the Commissioner of Parks & Recreation, or

(ii) any organization or person whose purpose can be characterized as being for the general benefit of the Community and proof of same shall be produced upon request by the Commissioner of Parks & Recreation.

Schedule "C"

Amend Schedule "C" as shown on the attached Appendix "A".

Schedule "D"

Add Schedule of Rates for Rental of Belle Park Golf Course Clubhouse attached as Appendix "B", and

Delete Seasonal Rates and substitute therefore the new rates as shown of attached Appendix "B" (showing the new combined Golf/Tennis Membership Fees).

Schedule "I"

Add a new sub-section attached as Appendix "C".

Schedule "J"

Delete and substitute therefore a new Schedule "J" attached as Appendix "D".

Schedule "M"

Add Schedule of Rates for Meeting Rooms and Multi-purpose Area attached as Appendix "E".

PLEASE NOTE THAT COPIES OF EXISTING RATES UNDER BY-LAW NO. 19 ARE ATTACHED FOR YOUR INFORMATION AS WELL.

BY-LAW #19

SCHEDULE "C"

Schedule of Rates for Rental of Facilities in Youth Centres (COOK & ELMER)

Should be amended to read:

Second Floor Auditorium

Non-profit

- Half Auditorium	$ 3.50 per hour
- Whole Auditorium	5.00 per hour

Profit

- Half Auditorium	$ 5.00 per hour
- Whole Auditorium	10.00 per hour

Ground Floor Facilities

Non-profit

- For first four (4) hours	$60.00
- For each additional hour	7.00

Profit

- For first four (4) hours	$100.00
- For each additional hour	10.00

Please note:

Should Artillery Park or either Youth Centre be rented outside of normal shift hours, an additional charge will be levied to compensate for the wages of a staff person to supervise the facility.

EXISTING RATES

SCHEDULE "C"

SCHEDULE OF RATES FOR RENTAL OF FACILITIES IN YOUTH CENTRES

ICE TIME FOR	RENTAL RATE PER HOUR
Minor except Tournaments	$18.00
Adults	25.00
Tournaments including Minors	28.00
Broomball	20.00
6:00 a.m. to 3:00 p.m. Monday to Friday (Holidays Excepted)	12.00

(By-Law Nos. 8500 - 1975; 8582 - 1975; and
Clause 1, Report No. 71 - 1976
Clause 2, Report No. 91 - 1976
Clause 13, Report No. 119, 1977
By-Law No. 9144 - 1977)

SECOND FLOOR AUDITORIUM

When no admission fee is charged and the purpose is for no financial gain either to the group or participants -

Half Auditorium	$ 1.25
Whole Auditorium	$ 2.50

When used for financial gain -

Half Auditorium	$ 2.50
Whole Auditorium	$ 5.00

GROUND FLOOR FACILITIES

For first 4 hours	$50.00
For each hour thereafter	$ 5.00

PUBLIC SKATING

Children of pre-school age	$ 0.25
Students	$ 0.35
Adults	$ 0.50

(By-Laws Nos. 8500 - 1975;
8582 - 1975)

BY-LAW #19

SCHEDULE "D"

Schedule of Rates for Rental of Belle Park Golf Course Clubhouse

A. Golf Season

Evenings Only (8:00 P.M. - 1:00 A.M.)

Non-profit	(5-hr.period)	$30.00
	- or	7.00 per hour
Profit	(5-hr.period)	$50.00
	- or	12.00 per hour

B. Golf Off-Season

Non-profit

8:00 A.M. - 12:30 P.M.	$20.00 or $7.00/
12:30 P.M. - 5:00 P.M.	20.00 or 7.00/
5:00 P.M. - 1:00 A.M.	45.00 or 7.00/

Profit

8:00 A.M. - 12:30 P.M.	$30.00 or $10.0
12:30 P.M. - 5:00 P.M.	30.00 or 10.0
5:00 P.M. - 1:00 A.M.	65.00 or 10.0

Please note:

The City exercises first right of refusal to cater for food and non-alcholic beverages.

Delete Seasonal Rates and substitute therefore the following to Schedule "D":-

	Golf	Golf/Tennis	Tennis
Senior (Full)	$125.00	$150.00	$35.00
Senior (Restricted)	90.00	115.00	-
Senior Citizen	50.00	60.00	20.00
Junior	45.00	55.00	20.00
Family	190.00	240.00	70.00

Legend

* Delete $110.00 in line four (4) and substitute $125.00.
** Delete $160.00 in line one (1) and substitute $190.00.

SCHEDULE "D" EXISTING RATES

SCHEDULE OF RATES FOR MEMBERSHIP OR USE OF BELLE PARK FAIRWAYS

The following fees shall apply to use of facilities:

SEASONAL RATES

Senior (F) *	$110.00
Senior (R)	$ 60.00
Student (R)	$ 60.00
Senior Citizens (R)	$ 45.00
Junior (R)	$ 40.00
Family **	
Five or less persons	$160.00
Each additional person	$ 40.00

Legend

(F) Full Seasonal Rate - entitles seasonal rate holder to full golfing privileges during any day when the golf course is open for play.

(R) Restricted Seasonal Rate - play on the golf course will be restricted as follows:

Saturdays, Sundays and Holidays - not allowed to tee off until 12 noon.

* All seasonal rate classifications have the option of purchasing a full seasonal rate (listed as Senior - $110.00) to enjoy full golfing privileges if they so desire.

** Family - $160.00 allows for one Full Seasonal Rate and up to four other seasonal rates in the various classifications (i.e. Senior (R), Junior (R), etc.). In order to receive full golfing privileges for these four seasonal rate holders, an additional fee will be levied to make up the $110.00 rate.

DAILY GREEN FEES

Senior - weekdays	$ 4.00
- weekends and holidays	$ 5.00
Students - weekdays	$ 3.00
- weekends and holidays after 12 noon	$ 4.00

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SCHEDULE "D" (cont'd)

SCHEDULE OF RATES FOR MEMBERSHIP
OR USE OF BELLE PARK FAIRWAYS (cont'd)

DAILY GREEN FEES (cont'd)

Juniors - weekdays	$ 2.50
- weekends and holidays after 12 noon	$ 3.00
Senior Citizens - weekdays	$ 2.50
- weekends and holidays after 12 noon	$ 3.00

Note: All age groups may pay the Senior green fee rate for weekend and holiday times before 12 noon of $5.00 should they wish to tee off in the morning.

Children under 11 years of age must be accompanied by an adult when playing on the golf course, at all times.

AGE QUALIFICATIONS

Senior - 21 years of age and over on or before May 1st

Student - Under 21 years of age as of May 1st

Junior - Under 18 years of age as of May 1st

Senior Citizen - 60 years or over on or before May 1st

ADDITIONAL SERVICES

Club Rental (18 holes)	$ 2.00
Cart Rental, pull type (18 holes)	$ 1.00

(By-Law No. 8500 - 1975;
8789 - 1976;
Clause 1, Report No. 71 - 1976;
Clause 6, Report No. 31 - 1977)

APPENDIX "C"

BY-LAW #19

SCHEDULE "I"

Schedule of Rates for Rental of John K. Tett Creativity Centre

A subsection should be added as follows:

Rotary Rotunda

Non-profit	$ 3.50 per hour
Profit	6.00 per hour

Please note:

Fifteen tables and thirty chairs are supplied to groups utilizing the Rotunda - any additional requirements are supplied by users.

- Rotunda does not qualify for a liquor license;
- User groups are responsible for opening and closing of facility;
- As outlined in Schedule "I", groups having leases at the Tett Centre may reserve the Rotunda free of charge.

SCHEDULE "I"

EXISTING RATES

RENTAL RATES FOR USE OF THE JOHN K. TETT CREATIVITY CENTRE

The standard cost figure for lease negotiating purposes shall be seventy-five cents (75¢) per sq. ft. per year. This cost covers heat, light and water expenses (excepting where special cases are negotiated), and free use of the Rotunda reception area, which will be scheduled by the Department.

Daily, weekly or monthly rentals shall be negotiated on an individual basis taking into consideration the type of association, their financial situation and their effect on the community as it relates to the responsibilities of the Department, as laid down by By-Laws No. 1, "A By-Law to Regulate Council Procedures" and 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation".

As per City by-laws, long-term leases are subject to the approval of the Committee, Finance and Accounts Committee and Council; whereas short-term (yearly) leases and rentals are under the jurisdiction of the Commissioner.

(By-Law No. 8500 - 1975)

BY-LAW #19

SCHEDULE "J"

Schedule of Rates for Rental of Richardson Bath House & City Park Recreation Centre

Should be amended to read:

A. Richardson Bath House

Non-profit	$ 3.50 per hour
Profit	6.00 per hour

Please note:

Size of building limits type of event held there;

- Tables & chairs supplied by user groups;
- User groups are responsible for opening and closing of facility.

B. City Park Recreation Centre

Non-profit

8:00 A.M. - 12:30 P.M.	$20.00
12:30 P.M. - 5:00 P.M.	20.00
5:00 P.M. - 1:00 A.M. (Cleared by 2:00 A.M.)	35.00

Profit (or for celebrations of any sort; i.e. parties, stags,etc

8:00 A.M. - 12:30 P.M.	$30.00
12:30 P.M. - 5:00 P.M.	30.00
5:00 P.M. - 1:00 A.M. (Cleared by 2:00 A.M.)	50.00

Please note:

Tables & chairs are supplied by user groups;

- User groups are responsible for opening and closing of facility;
- Difference in charge in comparison with the Rotary Rotunda is that the City Park Recreation Centre is approved for a liquor license and thus a large number of celebration type events are held there.

SCHEDULE "J" EXISTING RATE

RENTAL RATES FOR USE OF THE RICHARDSON BATH HOUSE

AND CITY PARK RECREATION CENTRE

Cost for usage of these facilities shall be according to the governing minimum wage standards when the services of a part-time department employee are required to unlock the building, supervise the event and lock the building.

Long-term leases and regular rentals will be negotiated by the Department and approved by the Committee where applicable.

(By-Law NO. 8500 - 1975)

BY-LAW #19

SCHEDULE "M"

Schedule of Rates for Rental of Artillery Park Complex

Meeting Rooms (2)	
Non-profit	$ 3.50 per hour
Profit	6.00 per hour
Multipurpose Area	
Non-profit	
- For first four (4) hours	$35.00
- For each additional hour	10.00
Profit	
- For first four (4) hours	$70.00
- For each additional hour	15.00

EXISTING RATE

SCHEDULE "M"

RATES FOR USE OF
ARTILLERY PARK SWIMMING POOL

Recreational Swims	Rates	
(a) General Recreational Swims		
	Child	- 30¢
	Adult	- 70¢
	Senior Citizen	- 50¢
(b) Family Recreational Swims		
	Child	- 25¢
	Adult	- 35¢
	Family	- $1.00 maximum
(c) Package Recreational Swims		
	Child	- $ 5.00 (25 swims)
	Adult	- $10.00 (20 swims)
	Senior Citizen	- $ 7.00 (20 swims)
(d) Hourly Rental Rate	$12.00 per hour plus supervision as required will be charged per lifeguard required, times the number of hours, (over and above flat $12.00 rate)	

(By-Law No. 9295 - 1978)

July 1978

REPORT NO. 118

November 1, 1978.

To the Mayor and Members of Council:

The Finance and Accounts Committee reports and recommends as follows:

1. That the Agreement between the Ontario Housing Corporation and The Corporation of the City of Kingston dated July 10, 1975 whereby the City contributes 7½% of the operating expenses incurred for rent supplement units be extended for a period of five years from July 9, 1990 to July 9, 1995.

   (Note: This extension is required because two of the approved rent supplement units' leases expire beyond the 1990 date of the agreement).

2. That as recommended by the Director of Purchasing, the quotation of Bennett Paving Limited in the amount of $4,000 for repair and patching of the following areas of runway 06R-24L be accepted:

   (Based on 200 tons of asphalt)

   i) Centre section on centre line, 12' x 80';

   ii) Approximately 100' westerly and to the right of the centre line, 36' x 200';

   iii) West End, three cuts, 12' x 97';

   iv) East end, 36' x 100';

   v) Threshold 24L, 35' x 100';

   vi) West of threshold 24L, 12' x 250'.

   and further that the following budget transfer be approved:

	Increase	Decrease
AIRPORT Account No. 4537	$4,000.	-
FINANCE-CONTINGENCIES	-	$4,000.

3. That as recommended by the Police Commission, the report of Chief G.S. Rice showing a deficit of $37,006. in the Police Commission budget for 1978 be accepted;

   and further that the transfer of $37,006. from Finance Contingencies to the Police Commission budget to be allocated in accordance with the report of Chief G.S. Rice be approved.

   (Note: A copy of Chief Rice's report was distributed to all members of Council with the Finance Agenda).

4. That as requested by the Kingston Public Library Board the following expenditures in connection with the construction of the new Public Library building be approved:

Inglis and Sorensen	$8,539.66
Barriers for windows on third floor of Bishop's House (necessary for safety)	450.00
Rewiring of puppet stage (required by Ontario Hydro)	280.60
Inspection of above (Ontario Hydro)	35.00
Painting of sign on parking lot	50.00
Hardware	17.26
Lettering for holiday signs	85.00
	$9,457.52

(Note: A copy of the letter from Mrs. Cartwright, Chief Librarian, explaining these accounts was distributed to all members of Council with the Agenda. After payment of these accounts there will be an unexpended balance of $2,589.00).

5. That a grant of $5,000 be made to the Downtown Kingston Senior Citizens Apartments Limited to assist in financial problems resulting from loss of revenue due to unoccupied units, on the understanding that this will not set a policy for financial assistance in future years;

and further that the following budget transfer be approved:

	Increase	Decrease
FINANCE		
Grants	$5,000.	-
FINANCE-CONTINGENCIES	-	$5,000.

6. That, as recommended by the City Treasurer, pursuant to Section 636a of The Municipal Act, R.S.O. 1970, as amended, the applications of the persons and firms listed on a schedule in the Clerk-Comptroller's office for cancellation or refund of commercial, residential or business taxes levied in 1978 in the total amount of $10,318.22 be approved.

(Note: Copy of schedule distributed to all members of Council).

7. That it be recommended to Council that List of Accounts No. 10 dated October, 1978, for expenditures incurred under proper authorization be approved.

(Note: Copy of the List was distributed to all members of Council).

8. That since it is declared desirable that the following work be undertaken as a local improvement, that as recommended by the Public Works Committee a By-Law be presented to Council under the provisions of Section 8 of the Local Improvement Act to authorize the construction of a storm sewer in Brock Street from Palace Road to Westdale Avenue and in Westdale Avenue from Brock Street to Alamein Drive and sanitary sewer replacement (assumed by the Corporation) in Brock Street from Palace Road to Westdale Avenue and in Westdale Avenue from Brock Street to Alamein Drive as follows:

Total estimated cost	$79,600.00
Owner's share	2,518.02
City's share	57,665.99
Anticipated MTC subsidy	19,415.99
Debenture Amount	60,000.00

and that the following transfers in the 1978 Capital Budget be approved:

	Increase	Decrease
LOCAL IMPROVEMENT - STORM SEWERS		
- Montreal - Stephen - 150' S. Railway	-	$ 6,659.
- Elliot - Montreal to Maple	-	17,827.
- Palace	-	4,905.
LOCAL IMPROVEMENT - NEW ROAD CONSTRUCTION, RECONSTRUCTION ETC.		
- Algonquin Terrace	-	609.
LOCAL IMPROVEMENT - STORM SEWERS		
- Brock - Alamein Drive	$30,000.	-

(Note: The 1978 Capital Budget includes $30,000. for this purpose. The above work is necessary to reduce the infiltration in the sanitary sewer system. Photos from a survey of these sewers show them to be in bad condition. It was not possible to obtain a sufficiently signed petition and it thus recommended that the work be proceeded with under Section 8 of the Local Improvement Act.)

9. That as recommended by the City of Kingston Planning Board, the unexpended City's share of the Neighbourhood Improvement Program budget as at December 30, 1978 be placed in reserve.

10. That as recommended by the Community Services Committee and concurred in by the City of Kingston Planning Board, a By-Law be presented to Council to amend By-Law 1, 1966, "A By-Law to regulate Council Procedures" to delete Section 57(H) (4) which provides for the Planning Board to have jurisdiction over the provision of emergency housing and transfer such jurisdiction to the Community Services Committee by adding to Section 57 (E) the following:

"(11) The provision of emergency housing within the limits of the following Council policy of emergency housing:

a) That Council accept a responsibility for providing whatever amount of emergency shelter at an estimated cost of $300. is needed for families who are residents of the City of Kingston and are unable to find accommodation if:

i) their home has been destroyed by fire, wind or other act of God, or

ii) their home has for some reason become uninhabitable.

and further that the following budget transfer be approved:

	Increase	Decrease
SOCIAL SERVICES		
Account No. 3751 - Assistance - non-shareable	$300.	-
PLANNING BOARD		
Emergency Housing	-	$300.

11. WHEREAS there has been a significant increase in the number of people being dealt with by the Social Services Department and an increase in the volume of work generated by the Department;

AND WHEREAS it is believed that to ensure the efficient operation of the Department a Receptionist (Classification 3-03) should be hired to cope with this increased work load and to relieve higher paid employees from performing these duties;

THEREFORE BE IT RESOLVED that as recommended by the Community Services Committee a Receptionist be hired in Classification 3-03 (Salary range $8,752. - $10,162.) it being noted that there are sufficient funds in the Social Services Budget.

(Note: During 1978 one position of Teaching Homemaker was phased out so that the hiring of a receptionist will not increase the total number of employees in this Department.)

12. WHEREAS funds were included in the 1978 budget for the Parks and Recreation Department, i.e. Development Funds Account No. 421-8, to complement and expand the scope of work being done under the winter games capital i.e. speed skating oval;

AND WHEREAS a certain portion of this project cannot be successfully completed before May of 1979;

THEREFORE BE IT RESOLVED that the amount of $12,000. from the Parks & Recreation Department, Development Funds Account No. 421-8, be placed in a reserve.

13. WHEREAS 394990 Ontario Limited (Baccus Inc.) have entered into a lease with the City of Kingston for a portion of city owned property at 19 Queen Street;

AND WHEREAS under the terms of the lease the Company are responsible for certain improvements to the leased premises;

AND WHEREAS the Company have assumed as part of the improvements electrical improvements in the amount of $5,329 to facilitate their operation;

AND WHEREAS it is necessary to rewire a portion of the leased area in order to meet Ontario Hydro regulations and a quotation for this work has been obtained in the amount of $1,200.;

AND WHEREAS the work to be done would be necessary for any future tenant and is not for the specific purposes of the Company;

THEREFORE BE IT RESOLVED that the City of Kingston assume the cost of the rewiring in the area to be designated as dining area in the amount of $1,200. to be deducted from the monthly rental for the premises.

(Note: Rental for the premises is at the rate of $1,200. per month.)

14. That as recommended by the Public Works Committee since the Superintendent of Works has decided to take early retirement the City supplement his pension from OMERS and the Government Annuity Branch by $1,500. per year or $125. per month until he reaches the age of 65 and in the event that he dies before age sixty-five 50% of the City's supplement to be paid to his wife until the date of the Superintendent of Works' 65th birthday, said payment to commence December 1, 1978.

15. That, as approved by the Committee-of-the-Whole, the Finance Committee recommends that an Implementation Committee be established consisting of six Aldermen or appointees to implement the approved recommendations of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters.

16. That Mr. T.W. Sergeant, professional consultant be retained for the negotiations with Local 109 CUPE for the period commencing December 1, 1978 until the completion of the negotiations on the following conditions:

a) The negotiating fee will be $80. per hour.

b) An amount of $25. per hour shall be paid for preparation time.

c) An amount of $25. per hour will be paid for travelling time to cover office overhead.

d) Travelling, long distance telephone calls, etc. expenses shall be paid on an actual basis.

17. That Clause 6 of Report No. 112, 1978 be amended to read as follows:

"The issue of a building permit is hereby approved for the excavation and foundation work for the 167 dwelling units to be erected by Bob Martin Construction Company Limited on 7 acres of City owned land located north of Bath Road and west of the extension of Queen Mary Road subject to the following conditions:

(a) Council approves Clauses 1 and 2, Report No. 115 of the City of Kingston Planning Board which recommends an Official Plan Amendment and Zone Change for the 1.8 hectare (7 acres) parcel of land referred to above;

(b) That application for the building permit is accompanied by a deposit of $50,000. with the City and an undertaking in a form satisfactory to the City Solicitor to save the City harmless from any claims arising out of the issuing of the permit;

(c) That the Company agrees that the balance of $451,000. be paid when the first draw is made from the mortgage company and not later than April 1, 1979;

(d) That the City will convey title to the property when payment in full has been received.

(e) That within 30 days from Ontario Municipal Board approval of the Zoning By-Law Amendment the Company will enter into a development control agreement with the City and will apply for a building permit in conformity with the building code and zoning by-law;

(f) Construction will commence within thirty days from the receipt of the building permit;

(g) The City agrees that the Company may use Queen Mary Road as extended for access.

(h) If the City has not received full payment for the land by April 1, 1979 the City may use the $50,000. deposit to restore any damage to the Queen Mary Road allowance and to the City owned land and will refund any balance to the Company.

18. That since one of the parties has not yet signed the agreements on Blocks A, B, C and D & E that action on the request from 361029 Ontario Limited for an amendment to Section 22 of the Agreement on Block C to extend the date of application for a building permit from November 1, 1978 to April 1, 1979 and to delete approval of the Company's building plans by Central Mortgage and Housing Corporation, be deferred until the party has signed the ageements or has signed a Postponement of Mortgage Agreement in a form satisfactory to the City Solicitor.

Respectfully Submitted,

CHAIRMAN

UNFINISHED BUSINESS

BY-LAWS

(1) That By-Laws 1 to 8 be given their First & Second Readings.

(2) That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Laws 6 and 8 their Third Reading.

(3) That By-Laws 6 to 15 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clauses 1, 2 and 8, Report No. 113, 1978).

(FIRST & SECOND READINGS) (PROPOSED NO. 9372)
Clauses 1,2 and 8, Report No. 113, 1978

(2) A By-Law to Authorize the Construction of a 28 ft. wide Asphalt Pavement in Cowdy Street from Thomas to Russell Street Under the Provisions of Section 7 of the Local Improvement Act.

(FIRST & SECOND READINGS) (PROPOSED NO. 9373)
Clause 3(a), Report No. 116, 1978

(3) A By-Law to Authorize the Construction of a Concrete Curb, Gutter and Boulevard on East Side of Cowdy Street from Thomas to Russell Street under the Provisions of Section 7 of The Local Improvement Act.

(FIRST & SECOND READINGS) (PROPOSED NO. 9374)
Clause 3(b), Report No. 116, 1978

(4) A By-Law to amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corporation".

(FIRST & SECOND READINGS) (PROPOSED NO. 9375)
Clause 2, Report No. 117, 1978

BY-LAWS (Cont'd)

(5) A By-Law to Authorize the Construction of a Storm Sewer in Brock Street from Palace Road to Westdale Avenue and in Westdale Avenue from Brock Street to Alamein Drive and Sanitary Sewer Replacement in Brock Street from Palace Road to Westdale Avenue and in Westdale Avenue from Brock Street to Alamein Drive, under Section 8 of The Local Improvement Act.

(FIRST & SECOND READINGS) (PROPOSED NO. 9376)
Clause 8, Report No. 118, 1978

(6) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 98 - Approximately 13 acres North of Bath Road - West of the Extension of Queen Mary Road, From Residential to Recreational Parks & Open Spaces and from Hazard Land to Residential).

(THREE READINGS) (PROPOSED NO. 9377)
Clause 1, Report No. 115, 1978

(7) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 8.09 Hectare Parcel of Land Located North of Bath Road and West of the Extension of Queen Mary Road from FP (Flood Plain) and B1.110 (Multiple Family) Residential, to B1.160 (Multiple Family) Residential, OS1 (Public Open Space) and FP (Flood Plain).

(THREE READINGS) (PROPOSED NO. 9378)
Clause 1, Report No. 115, 1978

(8) A By-Law to Confirm the Proceedings of Council at its Meeting Held November 6, 1978.

(THREE READINGS) (PROPOSED NO. 9379)
City Council Meeting No. 28, 1978

(9) A By-Law to Authorize the Reconstruction and Construction of Certain Concrete Sidewalks Under the Provisions of Section 7 of The Local Improvement Act (Petitions).

(THIRD READING) (PROPOSED NO. 9317)
Clauses 4(a), 4(b), and 4(d), Report No. 84, 1978

(10) A By-Law to Authorize the Construction of Storm Sewers in Certain Streets Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9318)
Clause 4(e), Report No. 84, 1978

(11) A By-Law to Authorize the Purchase of a Snow Blower at an Estimated Cost of $68,000.

(THIRD READING) (PROPOSED NO. 9321)
Clause 26, Report No. 87, 1978

(12) A By-Law to Designate a Redevelopment Area Under Section 22(2) of the Planning Act, R.S.O. 1970 (Generally North and West of The Cataraqui - St. Lawrence Wards Neighbourhood Improvement Area).

(THIRD READING) (PROPOSED NO. 9356)
Clause 4(2), Report No. 105, 1978

BY-LAWS (Cont'd)

(13) A By-Law to Amend By-Law No. 5920, "A By-Law to Provide for the Licensing of Plumbing Contractors and Master Plumbers in the City of Kingston, and for the Repeal of By-Law No. 3222".

(THIRD READING) (PROPOSED NO. 9363)
Clause 1, Report No. 107, 1978

(14) A By-Law to Amend By-Law No. 2566, "A By-Law to Provide for the Licensing of Electricians in the City of Kingston".

(THIRD READING) (PROPOSED NO. 9364)
Clause 2, Report No. 107, 1978

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 3, Report No. 108, 1978)

(THIRD READING) (PROPOSED NO. 9365)
Clause 3, Report No. 108, 1978

* * *

MOTIONS

Local Govt.

NOV 27 1978

CITY COUNCIL MEETING NO. 28

The Regular Meeting of City Council was held on Monday, November 6, 1978, in the Council Chamber, City Hall, at 8:05 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Tarnowecky (arrived at 8:15 p.m.), Ald. Timmins, Ald. Webb (14)

MINUTES

Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the Minutes of City Council Meeting No. 26, held Monday, October 23, 1978, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of communications 704 to 718.

Filed

(686) From the Hon. Keith Norton, Minister of Community and Social Services, acknowledging receipt of City Council's endorsements of the following resolutions:

1. Sewage Project Grants (City of Windsor)
2. Extension of Sales Tax Reductions (City of Windsor)
3. Assessment (City of London)
4. Amendment to the Ontario Building Code (City of Welland).

(687) From the Liquor Licence Board of Ontario notifying that application has been made to the Board for the issue of a liquor licence in respect to B-J's Submarine & Pizza Parlour Restaurant, 265 King Street East.

(688) From the Ministry of Community and Social Services, copies of their publication entitled "Children's Services" Nos. 7 and 8, dated October, 1978.

(689) Minutes of the Executive Committee of the Cataraqui Region Conservation Authority meeting held October 18, 1978.

(690) From the Ministry of Health enclosing a copy of their new "Audio-Visual Resource Catalogue". This catalogue lists 120 films on 15 health related topics from Accident Prevention to Smoking and Physical Fitness.

A05

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(691) From the Liquor Licence Board of Ontario notifying that application has been made to the Board for the issue of a liquor licence in respect to Lucky Palace Restaurant, 659 Princess Street.

(692) From the Ministry of Intergovernmental Affairs, copies of "Background" Nos. 78/39, 78/40 and 78/41.

(Copies have been distributed to members of Council).

Which Had Been Referred to the Finance & Accounts Committee

(693) From the Association of Women Electors enclosing a 1978 list of City Council and Standing Committees showing the attendance of Councillors.

Referred to the Finance & Accounts Committee

(694) From N.C. Jackson, City Solicitor, with respect to the Provincial Committee studying amendments to The Municipal Conflict of Interest Act on which he served. Mr. Jackson sets out in his memorandum, the conclusions of approximately six meetings which were held in this regard.

(695) From Mrs. Joyce Arbuckle, Chairman, N.I.P. Area Committee with respect to 106 Rideau Street - Rideau Laundry, and expressing the N.I.P. Committee's concern about the future of this city block and the residents within this block. The Committee asks that reports be obtained from the Ontario Ministry of Environment, Ministry of Labour and the City's Property Standards Department, Fire Department, Police Department, Public Works Department, Traffic & Streets Department and any other necessary departments in the City in order that this matter can be resolved.

Referred to the Public Utilities Commission

(696) From Mrs. Joyce Arbuckle, Chairman, N.I.P. Area Committee, expressing the Committee's concern at the recent P.U.C. installation of meters in front of new and older homes.

Which Had Been Referred to the City of Kingston Planning Board

(697) Application for Zone Change from John Lukezich for Lot 7, Plan 144, City of Kingston (211 Division Street, Apartment No. 1) which is presently zoned Residential (N.I.P. area). The applicant requests that this apartment be zoned C1 (Neighbourhood) Commercial as he wishes to use it as a law office commencing April, 1979.

(Note: The building is a fourplex; the Zone Change application is for Apt. No. 1 only.)

(698) Application for Zone Change from Kingston & District Association for Mentally Retarded for the north-east corner lot 36, Plan No. D1, City of Kingston, located at 300 Rideau Street presently zoned as A (Residential). The applicants request that this property be zoned for use as an auxillary traning home for mentally retarded adults, using the present structure.

COMMUNICATIONS (Cont'd)

Filed

(699) Minutes of the N.I.P. Area Citizens Committee Meetings Nos. 42 and 43 held October 16 and 23, 1978 respectively.

(Copies have been distributed to members of Council)

(700) From the Bureau of Municipal Research, copy of their publication "TOPIC - Questions for Electors, 1978".

(Copies have been distributed to members of Council and Department Heads).

(701) Minutes of a Special Board Meeting of the Kingston, Frontenac and Lennox and Addington Health Unit held on October 27, 1978.

(702) From the Frontenac-Lennox and Addington County Roman Catholic Separate School Board with respect to By-Law No. 7131, "A By-Law to Provide for the Licensing and Regulating of Public Halls", notifying that the action of the City in not exempting the Separate schools from the Public Halls By-Law had been reported to their Property and Transportation Committee and the Board. It is still believed the schools should be exempt but it was agreed to comply with the By-Law.

Referred to the Community Services Committee

(703) From the Provincial Secretary for Social Development, Government of Ontario, notifying that the General Assembly of the United Nations has proclaimed 1979 as the International Year of the Child in order that governments and individuals around the world would concern themselves with the condition of their children.

Referred to the City of Kingston Planning Board and the Finance and Accounts Committee

(704) From The Little Cataraqui Environment Association re the City Owned land (Formerly Beaufort Property), located north of Bath Road and west of the extension of Queen Mary Road with regard to the proposed rezoning.
(Copies have been distributed to members of Council).

Referred to the Finance & Accounts Committee

(705) From the Canadian & United Kingdom Club applying for approval of two dance events they have planned for February 17 and April 21, 1979. If approval is granted they will notify the City's Fire Department, Police and Health Authorities and forward all relevant information, with a copy of their advertisement, to the L.L.B.O. at least 60 days before the events are to take place, as is currently required according to law.

(706) From the Bureau of Municipal Research submitting an invoice for renewal of the City's membership in the amount of $350., and notifying that any contribution above this amount will assist the Bureau greatly in continuing its research-based promotion of good government. This request has been made in light of inflation conditions.

COMMUNICATIONS (Cont'd)

Referred to the Finance & Accounts Committee (Cont'd)

(707) From the Cataraqui Region Conservation Authority, Official Notice that the Authority has apportioned 100 per cent of the benefit for the project of updating the flood plain mapping main branch of the Little Cataraqui Creek to the City of Kingston. The Authority's share of the cost is 39% of $1,500 which is $585 and the City is requested to forward a cheque for this amount.

(708) From the Ministry of Intergovernmental Affairs, enclosing information for all newly elected councillors following the 13 November municipal elections. The information pertains to seminars which are primarily for new elected councillors and an advance registration form is also enclosed.

(709) From Mr. C.R. Tindal, Program Advisor, Municipal Administration Program, St. Lawrence College, advising that St. Lawrence College is planning a seminar for councillors, especially newly elected ones to be held on Saturday, December 9, 1978.

(710) From Mel Swart, MPP, Welland-Thorold enclosing a statement made by the NDP Treasury Team with a copy of a resolution with respect to Property Assessment.

Referred to the Transportation Committee

(711) From the Regional Municipality of Hamilton-Wentworth requesting endorsation of their resolution requesting the Minister of Transportation and Communications for the Province of Ontario to provide on an annual or other regular basis, data on:

a) Total vehicle registrations by municipality.

b) Vehicle registration by vehicle type by municipality.

c) Passenger vehicle ownership by household (i.e. number of one, two, three or more car families).

(712) From Miss Irma Ellerbeck, 21 Toronto Street, notifying that she had requested the Kingston Transit System to install a bus stop on Toronto Street for the Montreal bus as she is a disabled person and finds it a long walk, especially in the winter months. Her request has not been dealt with and her letter asks that the City look into this matter.

Referred to the Parks & Recreation Committee

(713) From Public Works Canada notifying of various buildings for sale located at Harrow and Leamington, Ontario.

Filed

(714) From Mr. N.C. Jackson, City Solicitor, regarding Committee of Adjustment Appeals to the Ontario Municipal Board with respect to 50 Rideau Street and 63 Charles Street.

The Committee of Adjustment permission for 50 Rideau Street Street was dismissed and the O.M.B. granted the appeal of the City of Kingston Planning Board.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(714) (Cont'd)

The O.M.B. also dismissed the Planning Board Appeal on 63 Charles Street as the City Solicitor indicated that the City of Kingston Planning Board was withdrawing their appeal on this matter.

(715) Copy of the Workmen's Compensation Board's publication "WCB Report" for Autumn, 1978.

(716) From the Minister of Community and Social Services, the Hon. Keith Norton, acknowledging receipt of the City's endorsation of the following resolutions:

a) An act to Provide for the Licensing of Businesses by Municipalities (City of Kitchener).

b) Vandalism (Town of Trenton).

(717) From the City Hall Staff Association inviting the Mayor and Members of Council to their Christmas Party on December 8, 1978, at the Ambassador Motor Hotel.

To be Referred to the City of Kingston Planning Board

(718) From the Kingston and District Association for the Mentally Retarded, providing information concerning the operations of the Association; stating that the Association feels it has been unfairly grouped with other organizations in discussions which have taken place concerning group homes; and that the decision against the Association has been reached because of the poor operation of group homes run by other bodies.

PETITIONS

Petitions were presented by Mr. C. Harrison of Canadian Tire Gas Bar, Kingston, Ontario, said to contain the following:

1) Public Petition

Leave the hours of service station operation restricted from 7:00 a.m. to 7:00 p.m. with 24 hour operating on a rotational basis only	424
Change the hours of service station operation to unrestricted so that those who wish to stay open 24 hours may do so.	3,206

2) Company Owned Service Stations

Leave the hours of service station operation restricted from 7:00 a.m. to 7:00 p.m. with 24 hour operating on a rotational basis only	20-50%
Change the hours of service station operation to unrestricted so that those who wish to stay open 24 hours may do so.	20-50%

PETITIONS (Cont'd)

3) Individual Owners of Service Stations

Leave the hours of service station operation restricted from 7:00 a.m. to 7:00 p.m. with 24 hour operating on a rotational basis only 16-48%

Change the hours of service station operation to unrestricted so that those who wish to stay open 24 hours may do so. 17-51.6%

Referred to the Gasoline Advisory Committee and to the Community Services Committee

* * *

REPORTS

Ald. Tarnowecky presented Report No. 113 of the Transportation Committee as follows:

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 113 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 113

To the Mayor and Aldermen: October 25th, 1978

The Transportation Committee reports and recommends as follows:

1. That a By-law be presented to Council to amend By-law 24 (Traffic) to provide that the following be added to Section 10(b) (Bus Stops):

Division Street W/S at Kirkpatrick - from Kirkpatrick Street 60 feet southerly;

And further, that the following be deleted:

Division Street W/S at Kirkpatrick - 80 feet from Kirkpatrick northerly (By-law 4865-1965)

(See By-Law No. 9372) *CARRIED*

2. That a By-law be presented to Council to amend By-law 24 (Traffic) to provide that the following be added to Section 18 (Various Parking Restrictions):

Earl St. N/S, 30 ft. west of Barrie Street to 50 ft. west of Barrie Street - 15 minute time limit;

And further, that the following be deleted:

Earl Street N/S and S/S at Barrie Street - 15 minute parking on authorized days only.

(See By-Law No. 9372) *CARRIED*

REPORTS (Cont'd)

Report No. 113 - Transportation Committee (Cont'd)

3. That boulevard parking not be permitted in the City of Kingston, in accordance with Section 28(1) of By-law 10.

LOST 5:9

4. That the action of the Committee in permitting a Trafalgar Day Naval Church Parade to be conducted on Sunday, October 22nd, 1978 from the Kingston Armouries to St. Andrews Church and St. Marys Cathedral and return, be ratified.

CARRIED

5. That the Kingston Jaycees be permitted to conduct its twenty-second annual Santa Claus Parade on Saturday, November 18th, 1978, commencing at 10:00 a.m.

NOTE: The parade will commence at the Kingston Shopping Centre, proceed down Princess St. to Ontario Street, where it will disperse.

CARRIED

6. That, notwithstanding the provisions of By-law 10, approval be given to an existing four-foot chain link fence at the south-east corner of William and Clergy Streets, on the condition that the owner trim the hedge next to the fence to a height of not more than 2½ feet.

CARRIED

7. That the owner at 321 Napier Street be permitted to pave a City street allowance having a length of 56 feet, subject to the owner satisfying the Public Works inspector that the grade will not interfere with the drainage, and agreeing not to oppose future local improvements inthe area, and subject further to no parking on the boulevard.

CARRIED
(Ald. Tarnowecky Opposed)

8. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that parking be established on Durham Street west of Macdonnell Street to the end of Durham Street, as follows:

NORTH SIDE - Parking prohibited between 10:00-11:00a.m. and 2:00-3:00p.m., Monday to Friday inclusive;

SOUTH SIDE - Parking permitted between 10:00-11:00 a.m. and 2:00-3:00p.m., Monday to Friday inclusive, Parking prohibited at all other times.

REPORTS (Cont'd)

Report No. 113 - Transportation Committee (Cont'd)

8. (Cont'd)

NOTE: At the present time, parking is permitted on both sides of the street for two hours between 8:00 a.m. and 6:00 p.m.

(See By-Law No. 9372) *CARRIED*

9. That City Council does not object to the proposed draft plan of subdivision as submitted by Dacon Corporation Limited for Part Lot 5, Concession 1, Township of Kingston, on the condition that the NEF contours to be provided by the Ministry of Housing are identical to those provided by Mr. Adley of Dacon Corporation, in the drawing prepared and developed by Transport Canada and provided that appropriate covenants are contained in the deeds to the individual lots of the subdivision setting out possible problems with respect to noise and other related airport problems.

CARRIED AS AMENDED 8:6
(See following Motions of Amendment)

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Clause 9, Report No. 113 of the Transportation Committee be amended to include at the end of the clause the following:

"and provided that appropriate covenants are contained in the deeds to the individual lots of the subdivision setting out possible problems with respect to noise and other related airport problems."

CARRIED 10:4

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Clause 9, Report No. 113 be amended to delete the words "the Transportation Committee" and substitute the words "City Council" and to delete the word "endorses" and substitute the words "does not object to".

CARRIED

10. That the account of J.J. MacKay Canada Limited, in the amount of $16,234.40, for the purchase of 40 VIP Duplex Parking Meters and 80 Ball Bearing Segments, be approved for payment.

NOTE; Provision has been made in the 1978 Budget for this amount.

CARRIED

Ald. Clements withdrew at 9:30 p.m.

11. That the owner at 7 Grosvenor Court be permitted to retain the paving on theboulevard, on the condition that planters containing small trees and shrubs be placed along the fence and driveway, so thatno parking will be permitted on the boulevard.

REFERRED BACK TO COMMITTEE
(See following Motion of Referral.)

REPORTS (Cont'd)

Report No. 113 - Transportation Committee (Cont'd)

11. (cont'd)

Moved by Ald. Mackenzie,
Seconded by Ald. Tarnowecky,

That Clause 11, Report No. 113 be referred back to the Transportation Committee for clarification about possible flooding problems in the area if the boulevard is retained.

CARRIED

12. That Watts Place, the proposed name of a street in Watts-Silver Subdivision, be renamed Glenwood Court.

NOTE: Area Planning Board confirms that the street name "Glenwood Court" does not duplicate any existing street name within the area of Area Planning Board jurisdiction.

CARRIED

Respectfully Submitted,

(Signed) *V. Tarnowecky* (Chairman)
T.D. French
G. Allmark
John Clements
G. Webb

* * *

Ald. Gerretsen presented Report No. 114 of the Community Services Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Report No. 114 of the Community Services Committee be received and adopted clause by clause.

Ald. Clements Returned at 9:50 p.m.
Ald. French withdrew at 9:46 p.m. and returned at 9:50 p.m.
Ald. Tarnowecky withdrew at 9:45 p.m. and returned at 9:50 p.m.

REPORT NO. 114

October 26, 1978.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS, when the Stella Buck Work Activity Project was set up in September, 1974, an incentive allowance to encourage attendance of participants was initiated, whereby single participants are paid an incentive allowance of $2.50 per day plus $0.70 transportation allowance and married participants are paid an incentive allowance of $5.00 per day, plus $0.70 transportation allowance; and

REPORTS (Cont'd)

Report No. 114 - Community Services Committee (Cont'd)

1. (Cont'd)

WHEREAS such incentive allowances have remained at their present rate since September 1974, and have not been increased; and

WHEREAS it is felt that because of the rise in the cost of living since September 1974, the incentive allowance should be increased, and changes made to the incentive allowance scheme; and

WHEREAS sufficient funds remain in the 1978 budget to provide for an increase in incentive allowance;

THEREFORE BE IT RESOLVED that:

a) the incentive allowance paid to participants at the Stella Buck Work Activity Project be equal for all participants, regardless of their marital status;

(Alderman Matthews opposed)

b) that the rates of incentive allowance paid to partipants at the Work Activity Project be increase as follows, for the months of November and December, 1978:

i) $4.50 per day for new participants, it being understood that the rate of $5.00 per day now paid to married participants will remain until such time as they enter a further phase of the program;

ii) $6.00 per day for participants who have attended the Project for one month with an attendance rate of 90% or better;

iii) $7.00 per day for participants who have attended the Project for four months with an attendance rate of 90% or better, until the end of the seventh month of participation;

iv) $6.00 per day for participants who have attended the Project for more than seven months, and have not yet found employment.

CARRIED 11:3

2. WHEREAS an application for a Sign Permit has been received from Ron McAdoo Piano & Organ Co. Ltd. for a sign to be located on property owned by the YMCA-YWCA at the corner of Bath Road and Sir John A. Macdonald Blvd.; and

WHEREAS the proposed sign would be a free-standing, double sided, internally illuminated sign containing advertising for the applicant's music and furniture businesses, and would be approximately 24 feet by 10 feet in dimension; and

REPORTS (Cont'd)

Report No. 114 - Community Services Committee (Cont'd)

2. (Cont'd)

WHEREAS By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' may not permit signs in residential zones, and the subject property is zoned B1 (Multiple Family) Residential; and

WHEREAS By-Law No. 2958, 'A By-Law for the Regulation of Signs' does not permit billboard signs in a residential zone;

THEREFORE BE IT RESOLVED that the application for a Sign Permit submitted by Ron McAdoo Piano & Organ Co. Ltd. with respect to a sign to be located at the corner of Sir John A. Macdonald Blvd. and Bath Road be refused.

CARRIED

3. WHEREAS the City of Kingston acknowledges that there should be greater understanding and co-operation between university students and their surrounding communities; and

WHEREAS the Community University Day Committee has requested the support of the City of Kingston in promoting such understanding and co-operation;

THEREFORE BE IT RESOLVED that Sunday, November 19, 1978, be proclaimed Community University Day in the City of Kingston.

(Presented as a result of a telephone poll conducted subsequent to the meeting of the Committee)

CARRIED

Respectfully Submitted,

(Signed) *J.P. Gerretsen* (Chairman)
K.W. Matthews
John Clements
Lois E. Miller

* * *

Ald. Mackenzie presented Report No. 115 of the City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Report No. 115 of the City of Kingston Planning Board be received and adopted clause by clause.

Ald. Allmark withdrew at 10:05 pm and returned at 10:06 pm.

REPORTS (Cont'd)

Report No. 115 - Planning Board (Cont'd)

REPORT NO. 115

October 31, 1978.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the City recently acquired 12.55 hectares of land north of Bath Road and west of the Extension of Queen Mary Road with the intention of developing a portion of the site as residential and retaining the remainder for public purposes; and

WHEREAS the City has also agreed to permit Bob Martin Construction Company to construct 167 apartment units in a building or buildings on an approximately 2.9 hectare site at the south-east corner of the subject property;

THEREFORE BE IT RESOLVED THAT:

A. The Official Plan be amended so as to re-designate an approximately 5.26 hectare parcel of land located north of Bath Road and west of the extension of Queen Mary Road from Residential to Recreation, Parks and Open Space and from Hazard Lands to Residential, as shown on a copy of Schedule A-1 attached hereto as Schedule 'A', and to amend Schedule A-2 accordingly;

B. That Zoning By-Law No. 8499 be amended as follows:

a) Rezone approximately 8.09 hectare parcel of land located north of Bath Road and west of the extension of Queen Mary Road from FP (Flood Plain) and B1.110 (Multiple Family) Residential, to B1.160 (Multiple Family) Residential, OS1 (Public Open Space) and FP (Flood Plain) as shown on a copy of Zoning Map No. 22 which is attached hereto as Schedule 'B'.

b) Add as Section 160 the following:

"160. On the approximately 2.96 hectare parcel of land located north of Bath Road and west of the extension of Queen Mary Road and designated B1.160 on a copy of Zoning Map No. 22 which is attached to By-Law No. 9378 as Schedule 'A':

(i) the maximum number of permitted dwelling units shall be 167;

(ii) the maximum permissible building height shall be six storeys."

(See By-Laws No. 9377 & 9378) *CARRIED 11:3*

REPORTS (Cont'd)

Report No. 115 - Planning Board (Cont'd)

2. That Council does hereby certify that By-Law No. 9378 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston"(Rezone 8.09 hectare Parcel of Land Located North of Bath Road and West of the Extension of Queen Mary Road from FP (Flood Plain) and B1.110 (Multiple Family) Residential, to B1.160 (Multiple Family) Residential, OS1 (Public Open Space) and FP (Flood Plain)', is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 98, which has not yet been approved by the Minister.

CARRIED 11:3

3. That the following plans for restaurant, office and retail development at the corner of Princess and Frontenac Streets, submitted by E. Bak, (Dominik, Polson, Thompson, Laframboise & Mallette Architects and Engineers, and Christopher Z. Tworkowski, Architect):

Plan #1 - Site Plan - Scale 1"=20' - Oct. 11, 1978

Plan #2 - Elevations Scale 1/8"=1' - Oct., 1978

Plan #3 - Elevations Scale 1/4"=1' - Aug. 25, 1978

be approved, subject to the owner entering into a development control agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that all parking and vehicular access routes shall be paved;*

c) *that the design and location of all exterior signs and lighting shall be submitted for City approval;*

d) *that a landscaping plan shall be submitted within three months of approval by City Council, which shall be subject to City approval;*

e) *that prior to issuance of a building permit a grading and servicing plan to the satisfaction of the Commissioner of Works shall be filed with the City;*

f) *that, due to the fact that the subject property is served only by combined sewers any storm drain connection shall be at Council's discretion;*

g) *that vehicular access to Princess Street shall be restricted to right hand turns in and out only, and the design of this entrance shall be submitted for City approval;*

h) *that the design and location of vehicular access to Frontenac Street shall be submitted for City approval;*

REPORTS (Cont'd)

Report No. 115 - Planning Board (Cont'd)

3. (Cont'd)

i) that water service shall be from an existing 16"Ø watermain on Princess Street via a 4"Ø ductile iron service with 1"Ø or 1½Ø service tap from the 4" service to the Pizza Hut, all at the owner's expense;

j) that electrical supply shall be at 4160 volts with single vault or pad mounted transformer installation to supply both buildings with individual meters;

k) that a 4½' high masonry wall shall be constructed along the south and west perimeters of the parking area, and along the north perimeter for a distance of approximate-y 30'+ where the site abuts land which is zoned residential with design details to be submitted for City approval said wall may be lower directly to the rear of the residence at 461 Albert Street;

l) that an enclosed garbage storage area be provided with the design and location to be submitted to the City for approval;

m) that there shall be no vehicular access to Albert Street from the site;

n) in the case of a non-residential building, or the non-residential part of a combined residential and non-residential building, a charge of 17 cents for each square foot of gross floor area the creation of which is authorized by the building permit of which 17 cents shall be for sanitary sewers and nil cents for storm sewers shall be paid by the owner.

CARRIED

4. That the Cataraqui Conservation Authority be advised that Council has no objection to the renewal of a fill permit held by Greenwood Brothers, with respect to filling on parts of Lots 23 and 24, Concession III in the City of Kingston.

CARRIED

5. That, as recommended by the Housing Subcommittee of the City of Kingston Planning Board, that the Annual Housing Review for 1978, attached hereto as Appendix 'A', be adopted and forwarded to the Ministry of Housing for approval.

(Note: These forecasts have been prepared in consultation with Central Mortgage & Housing Corporation.).

CARRIED

6. WHEREAS in October, 1978, Council gave development control approval to a 58-unit motel at the south-east intersection of Princess Street and the Parkway to be constructed by M.H. Rollins Construction Limited, subject to construction of a masonry buffer wall along the southerly boundary; and

REPORTS (Cont'd)

Report No. 115 - Planning Board (Cont'd)

6. (cont'd)

WHEREAS design details of the wall have been submitted for City approval and are considered to be appropriate by the Development Control Committee;

THEREFORE BE IT RESOLVED THAT, as recommended by the Development Control Committee, the following plan:

Plan #6 - Decorative Screen Wall - Scale: 1.2"=1'0" - October 12, 1978

be approved, subject to the provision of the top of the wall being capped in a suitable manner.

CARRIED

7. WHEREAS in June 1978, Council gave development control approval to a 120 unit apartment building to be constructed by Dacon Corporation Limited at the south end of Green Drive; and

WHEREAS Dacon Corporation has requested permission to relocate 35 parking spaces from the rear yard of the building to the front yard; and

WHEREAS in the opinion of the Development Control Committee this change will improve the design of the development;

THEREFORE BE IT RESOLVED that, as recommended by the Development Control Committee, the location of parking areas be amended to conform with Plan #L1 - Plot Plan and Site Servicing - Scale: 1"=30' - Dated October 20, 1978 prepared by Dacon Corporation subject to the following conditions:

a) that revised grading shall be to the satisfaction of the Commissioner of Works;

b) that revised fire hydrant location service connections shall be to the satisfaction of the Public Utilities Commission;

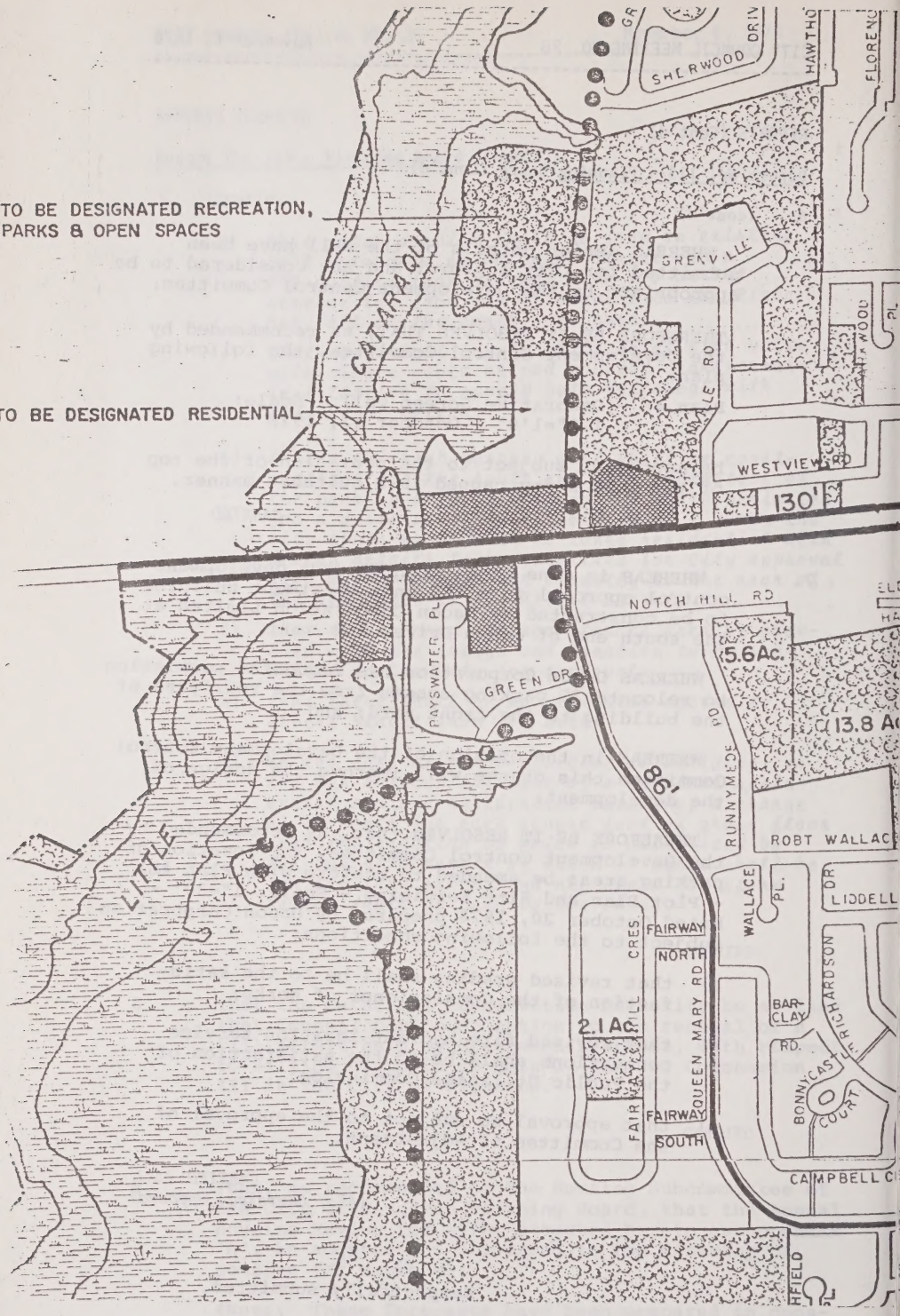
c) that approval be subject to the approval of the Committee of Adjustment.

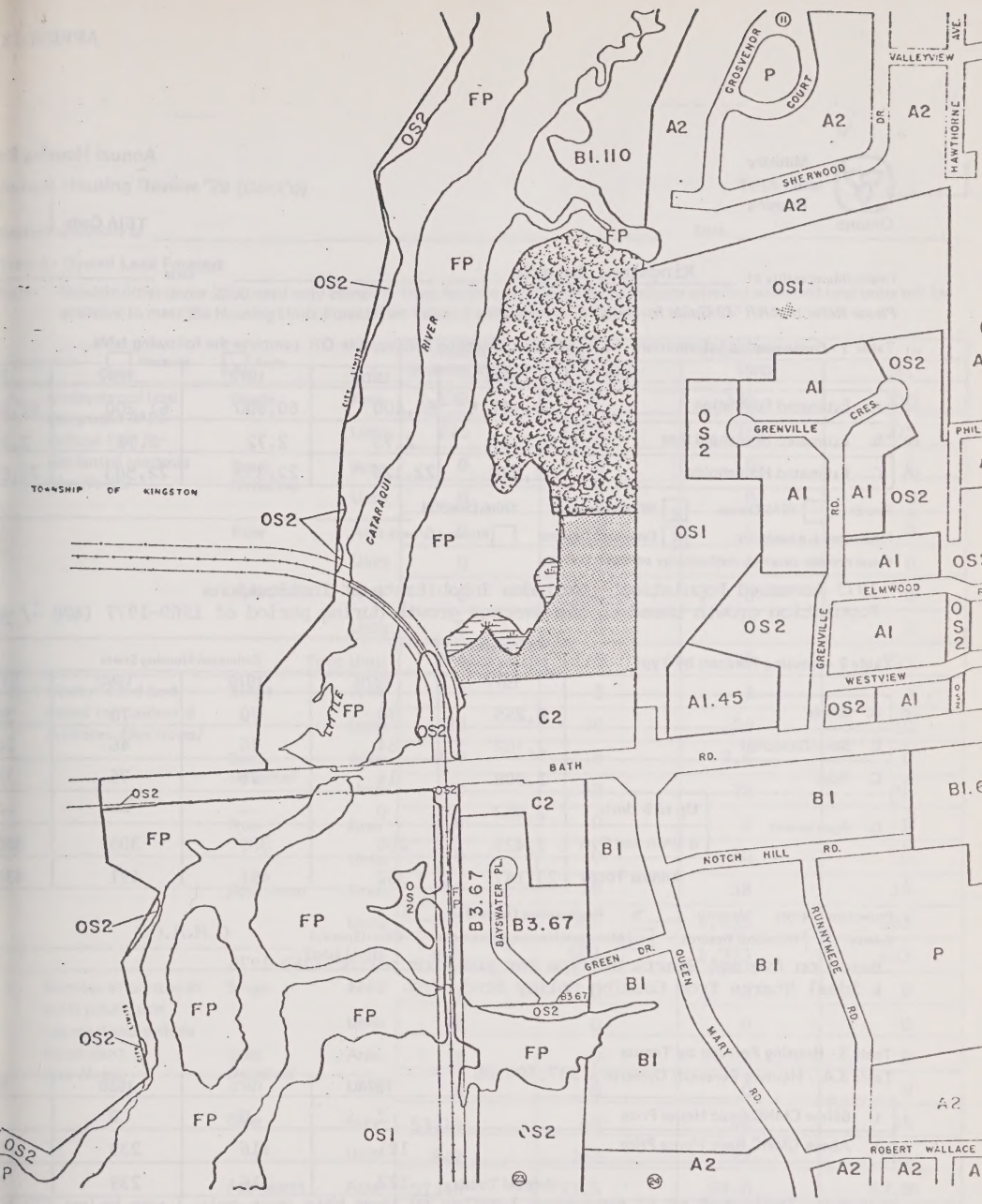
CARRIED 13:1
(Ald. Gerretsen Opposed)

Respectfully submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Lois E. Miller
Grant Timmins

* * *


TO BE DESIGNATED RECREATION, PARKS & OPEN SPACES
TO BE DESIGNATED RESIDENTIAL
CATARAQUI
LITTLE
SHERWOOD
GRENVILLE
WESTVIEW RD
130'
NOTCH HILL RD
PAYSWATER PL
GREEN DR
5.6 Ac.
13.8 Ac
86'
RUNNYMEDE RD
ROBT WALLAC
WALLACE PL.
LIDDELL
FAIRWAY NORTH
FAIRWAY SOUTH
FAIRWAY HILL CRES
QUEEN MARY RD
2.1 Ac.
BARCLAY RD.
RICHARDSON
BONNYCASTLE COURT
CAMPBELL C



MAP 22

LEGEND

TO BE ZONED OSI
TO BE ZONED FP
TO BE ZONED Bl.160

BY-LAW Nº 84
JULY 28, 1975
REVISED

Ministry of Housing
Ontario

Annual Housing

TEIA Code

Region/Municipality of Kingston, Ontario

Date

Please Refer to AHR '79 Guide for Detailed Instructions.

01 **Table 1 - Demographic Information:** ☐ Ministry projection is acceptable OR complete the following table.

		1977	1978	1979	1980	
02	A. Estimated Population	59,942 *	60,400	60,800	61,200	61,
03	B. Estimated Household Size	2.74	2.73	2.72	2.71	2.
04	C. Estimated Households	21,876	22,124	22,353	22,583	22,

05 Source: ☐ 1976 Census ☒ 1977 Assessment Other(Specify)

Projections are based on: ☒ Estimated Demand ☐ Planned Growth

Please provide detail on methodology on separate sheet.

* 1977 Assessed Population - Excludes Inhabitants of Institutions
Population growth based on the average growth during period of 1969-1977 (400 ±/

Table 2 - Housing Forecast by Type

			Estimated Housing Stock	Estimated Housing Starts			
			1977	1978	1979	1980	
06	A. Single		8,255	70	70	70	3
07	B. Semi-Detached		2,702	34	46	46	2
08	C. Row		1,908	18	75	75	7
09	D. Apartment	Up to 5 Units	2,853	0	—	—	-
10		6 Units and Over	7,429	260	300	300	30
11		Annual Totals	23,147	382	491	491	43

12 Projection Factors: Vacancy: ____% Replacement Demand: ____%

Source: ☐ Municipal Records ☐ Municipal Housing Statement Other(Specify) C.M.H.C.

Based on Average Starts by Type per year for period 1969-1978
& ideal Starts from Housing Policy Study (pg. 1[illegible])

Table 3 - Housing Forecast by Tenure

Table 3.A. - Housing Forecast: Ownership $37,500.00

		1978	1979	1980	
13	1. Below CMHC Basic House Price	1	0	0	
14	2. Above CMHC Basic House Price	121	116	239	
15	Annual Totals	122	116	239	

C.M.H.C. Indicated of 65 mortgages handles by them this year only 1 was below $37,5

Table 3.B. - Housing Forecast: Rental

			1978		1979		1980		
			Family	Senior Citizen	Family	Senior Citizen	Family	Senior Citizen	Family
	1. Private Market	Equal Payment Mortgage	156	0	148	0	218	0	163
		Graduated Payment Mortgage	0	0	147	0	217	0	162
	2. Provincial Development		0	104	0	50	0	50	0
	3. Municipal Development		0	0	0	0	0	0	0
	Service Group Development		0	0	0	140	0	0	0
	5 Other (Specify)		0	0	0	0	0	0	0
	Annual Totals		156	104	295	190	435	50	352
	6. Rent Supplement		0	10	0	30	0	5	0

Annual Housing Review '79 (Cont'd)

TEIA Code

Region/Municipality of _____ Date _____

Table 4 - Overall Land Forecast

Note: Municipalities under 2500 need only complete those sections as appropriate to indicate whether sufficient land units will be available to meet the Housing Units Forecast on Tables 2 and 3.

Area given in ☐ Hectares ☒ Acres

			Total as of December 31, 1978	Projected Totals 1979	1980	1981
A. Undeveloped land designated in an Official Plan for residential purposes *(See Notes)*	Single	Area	130	130	130	130
		Units	275	275	275	275
	Semi-Detached	Area	0	0	0	0
		Units	0	0	0	0
	Row	Area	0	0	0	0
		Units	0	0	0	0
	Apartment	Area	0	0	0	0
		Units	0	0	0	0
		Total Units	275	275	275	275
B. Undeveloped land zoned for residential purposes *(See Notes)*	Single	Area	3	3	3	3
		Units	20	20	20	20
	Semi-Detached	Area	7.0	7.0	7.0	7.0
		Units	78	78	78	78
	Row	Area	0	0	5	0
		Units	0	0	40	0
	Apartment	Area	19	18	58	18
		Units	527	505	1,855	505
		Total Units	625	603	1,993	603
C. Number of units with draft subdivision approval and divided by consent *(See Notes)*	Single	Area	7	0	0	0
		Units	34	0	0	0
	Semi-Detached	Area	1	0	0	0
		Units	8	0	0	0
	Row	Area	53.19	48	42	38
		Units	842	767	692	656
	Apartment	Area	87.46	73.5	69.0	62.0
		Units	2,962	2,552	2,142	1,937
		Total Units	3,846	3,319	2,834	2,593
D. Number of units eligible for building permits *(See Notes)*	Single		345	303	233	198
	Semi-Detached		122	76	30	6
	Row		0	0	0	0
	Apartment		0	0	0	0
		Total Units	467	379	263	204
E. Number of units on issued building permits *(See Notes)*	Single		23			
	Semi-Detached		12			
	Row		0			
	Apartment		36			
		Total Units	71			

Annual Housing Review '79 (Cont'd)

TEIA Code

Region/Municipality of _____ Date _____

Table 5 - Land Production Restrictions

To attain the forecast housing production, properly serviced and zoned land must be available when needed. Municipalities wh not have sufficient units to provide for the issuance of building permits at the time of identified need should check what areas action.

	Action Areas	Check	Explain the problems identified, action taken by the municipality and assistance the province c provide or has provided.
62	A. Raw land available		
63	B. Official Plans approval process		
4	C. Subdivision Plans approval process		
	D. Sewage treatment plant capacity		
	E. Water and/or storm capacity		
	F. Trunk main extensions		
	G. Zoning of suitable sites		
	H. Deficiencies of Federal or Provincial Programmes		
	I. Other (Specify)		

Annual Housing Review '79 (Cont'd)

TEIA Code

Region/Municipality of _____ Date _____

Table 6 - Municipal Land Development

A Municipal Housing Statement approved by the Ministry of Housing is a prerequisite for municipal land acquisition and development under Section 42 of the National Housing Act - Land Loans. Municipalities without a statement or who do not propose to complete one over the three year projection period should not complete this table.

71 Status of Municipal Housing Statement: ☐ Ministry Approved ☐ Under Ministry Review ☒ Study Underway ☐ Study Proposed

Area given in ☐ Hectares ☒ Acres

		Municipally Owned	Under Negotiation	To Be Identified
72	A. Area of current land available for Municipal Land Development	3.4	0	0

	B. CMHC Commitments		1978	1979	1980	1981
73	Acquisition	Area	0	0	0	0
74		Dollars	0	0	0	0
75	Development	Area	0	0	0	0
76		Dollars	0	0	0	0

	C. Production Forecast - Starts	1978	1979	1980	1981
7	Single	0	0	0	0
8	Semi-Detached	0	0	0	0
9	Row	0	0	0	0
0	Apartment	0	0	0	0
1	Total	0	0	0	0

Comments

REPORTS (cont'd)

Ald. Breen presented Report No. 116 of the Public Works Committee as follows:

Moved by Ald. Breen,
Seconded by Ald. Allmark,

That Report No. 116 of the Public Works Committee be received and adopted clause by clause.

Report No.116

October 30, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the quotation of Bennett Paving and Materials Ltd to supply 600 tons of P A.P. asphalt for winter road repairs at a price of $18.00 per ton delivered to the City Yard, be accepted being the only quotation received.

Note The price is about 4½% higher than last year which is not unreasonable.

CARRIED

2. That the following rate for rental of trucks for winter control and other municipal operations during period November 13, 1978 to November 12, 1979, be approved -

Vehicle	1977/78 rate	1978/79 rate
Single axle trucks		
10 cy minimum capacity	$10.50/hr	$10.50/hr
13 cy minimum capacity	12.00/hr	12.50/hr
Tandem axle trucks		
15 cy minimum capacity	15.75/hr	16.00/hr
19 cy minimum capacity	18.00/hr	18.75/hr

CARRIED

3. That since sufficiently signed petitions have been received, by-laws be passed to authorize the construction of the following projects under the provisions of Section 7 of the Local Improvement -

(a) 28 ft wide asphalt pavement in Cowdy St from Thomas to Russell St

REPORTS (Cont'd)

Report No. 116 - Public Works Committee (Cont'd)

3. (Cont'd)

Total estimated cost	$17,000.00
Owners' share	2,347.38
City's share	7,326.31
Anticipated MTC subsidy	7,326.31
Debenture amount	9,673.69

(b) Concrete curb, gutter and boulevard on east side of Cowdy St from Thomas to Russell St

Total estimated cost	$3,400.00
Owners' share	1,656.01
City's share	872.00
Anticipated MTC subsidy	871.99
Debenture amount	2,528.01

Adequate funds are available in the 1978 Capital Budget Local Improvements - Miscellaneous Road Construction.

(See By-Laws No. 9373 & 9374) *CARRIED*

4. That approximately 27 acres of the Clyde Farm be acquired for specific future subsidizable road purposes.

Note The adoption of this resolution will keep the City's options open to apply for subsidy in the future on land costs for road allowance.

REFERRED BACK TO THE PUBLIC WORKS COMMITTEE AND REFERRED TO THE TRANSPORTATION COMMITTEE (See motion of referral following clause 5)

5. That application be made to the Ministry of Transportation and Communications for supplementary road subsidy for acquisition of 27 acres of land in the Clyde Farm for road allowance for extension of Sir John A.Macdonald Blvd from Counter St to Highway 401.

Total cost of acquisition	- $173,400.00
50% MTC subsidy	- $ 86,700.00

REFERRED BACK TO THE PUBLIC WORKS COMMITTEE AND REFERRED TO THE TRANSPORTATION COMMITTEE (See following Motion of Referral).

Moved by Ald. Timmins,
Seconded by Ald. Mackenzie,

That Clauses 4 and 5 of the Public Works Committee Report No. 116 be referred back to the Public Works Committee and referred to the Transportation Committee.

CARRIED

REPORTS (Cont'd)

Report No. 116 - Public Works Committee (Cont'd)

Respectfully Submitted,

(Signed) B.E. Breen (Chairman)
G. Allmark
J. Hawkins
K.W. Matthews

* * *

Ald. Gorham presented Report No. 117 of the Parks & Recreation Committee as follows:

Council consented to the deletion of the reference in Clause 2 to Schedule "F".

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 117 of the Parks & Recreation Committee be received and adopted clause by clause.

Report No.117

October 26, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

Ald. Breen and Ald. Timmins withdrew at 10:30 p.m.

1 That notwithstanding the provisions of By-law No 21 - A By-law Fixing the Rental to be Charged for Memorial Hall. Committee Rooms and Council Chamber - Local 141 CUPE be permitted to use Memorial Hall at no charge on December 2, 1978 from 9 am to 2 pm for the purpose of holding its annual children's Christmas party.

CARRIED

Ald. Breen and Ald. Timmins returned at 10:33 p.m.

2. That By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended to include the amendments listed on attached Schedule A, B, C, D, and E.

(See By-Law No. 9375) *CARRIED AS AMENDED*
(See following Motion of Amendment)

Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That the following definition with regard to non-profit organizations be deleted from the amendments proposed for By-Law No. 19 "A By-Law to Provide

REPORTS (Cont'd)

Report No. 116 - Parks & Recreation Committee (Cont'd)

2. (Cont'd)

for the Regulation Use of Parks and Recreation Facilities of The Corporation".

"1. h (ii) any organization or person whose purpose can be characterized as being for the general benefit of the Community and proof of same shall be produced upon request by the Commissioner of Parks & Recreation."

CARRIED

Respectfully Submitted

(Signed) *M.B. Gorham* (Chairman)
Grant Timmins
John Clements
T.D. French
G. Webb

* * *

BY-LAW NO. 19 - AMENDMENTS

This matter was referred back by City Council for further infor which is provided below.

The Commissioner, in response from the Chairman to explain the questions that arose from the Council floor, said that the inte of this proposal is threefold:

1. To update rates to current times;

2. To include certain facilities that were not in the by-law, but should be; and

3. To develop new, and co-ordinating with golf, special tennis rates for the new Elder tennis complex and clubhouse.

These recommendations come as a result of exposure and experien by the staff and citizens with regard to the use of the facilit throughout the City and within the Department's responsibility.

Further, the Commissioner apologized for the errors and the for contained in the report to Council and then proceeded to answer the questions as referred by Council.

1. Profit and non-profit - who determines this?

The Commissioner said the definitions for "profit" and "non-pro were prepared by he and the City Solicitor.

It was agreed to delete paragraph (g)(ii) from the definition fo "profit", which reads as follows:

> 'Any organization or person whose purpose cannot be characterized as being for the general benefit of the Community.'

2. Golf and Tennis membership fees - what is age cutoff? Junio

The Commissioner said the following age qualifications are part By-Law No. 19:

Senior	-	21 years of age and over on or before May 1st.
Student	-	Under 21 years of age as of May 1st.
Junior	-	Under 18 years of age as of May 1st.
Senior Citizen	-	60 years or over on or before May 1st.

It was agreed to delete Student from the schedule of fees.

3. When facilities are rented until 1 A.M., are staff people p

The Commissioner said that staff people are present when the Cat Park Golf Course Clubhouse, Artillery Park, Youth Centres and Ol Site are rented until 1 A.M. At other facilities such as the Ci Park Recreation Building, a key is given to the group renting th facility and they lock the building. He said this practice has very successful and no problems have occurred.

4. First right of refusal - why does Parks & Recreation exercis this, and does this include soft drinks (mix)? (Golf Course Clubhouse specifically.)

The Commissioner said that when the City leases business space t outside commercial interests, it grants them first right of refu for their particular business interest at the site and, therefor it is only right that the City should expect the same privilege at its own facilities and operations.

He said this recommendation is not placed to impose unfair hards on recreation oriented groups but rather to insure that the City have the opportunity to make a reasonable profit when the situat is warranted.

5. Rotary Rotunda - why no liquor allowed?

The Commissioner said the Rotary Rotunda at the J. K. Tett Creativity Centre would require a large amount of renovation in order to comply with the liquor control board regulations and experience at this site has suggested the operation can get along without this facility.

6. Community Facility Application Form - should be deleted.

It was agreed that the application form should not be part of By-Law No. 19.

That By-Law No. 19 - A By-Law to provide for the Regulation Use of Parks & Recreational Facilities of the Corporation - be amended as follows:

SECTION 1.

Add the following definitions:

(g) 'Profit' when used in the Fee Schedules in this By-Law shall mean:-

(i) any organization or person whose purpose is to make a profit through the operation of its activities.

(h) 'Non-Profit' when used in the Fee Schedules to this By-Law shall mean:-

(i) any organization or person whose purpose is not to make a profit through the operation of its activities and proof of same shall be produced upon request by the Commissioner of Parks & Recreation.

Schedule "C"

Amend Schedule "C" as shown on the attached Appendix "A".

Schedule "D"

Add Schedule of Rates for Rental of Belle Park Golf Course Clubhouse attached as Appendix "B", and

Delete Seasonal Rates and substitute therefore the new rates as shown of attached Appendix "B" (showing the new combined Golf/Tennis Membership Fees).

Schedule "I"

Add a new sub-section attached as Appendix "C".

Schedule "J"

Delete and substitute therefore a new Schedule "J" attached as Appendix "D".

Schedule "M"

Add Schedule of Rates for Meeting Rooms and Multi-purpose Area attached as Appendix "E".

PLEASE NOTE THAT COPIES OF EXISTING RATES UNDER BY-LAW NO. 19 ARE ATTACHED FOR YOUR INFORMATION AS WELL.

BY-LAW #19

SCHEDULE "C"

Schedule of Rates for Rental of Facilities in Youth Centres (COOK & ELMER)

Should be amended to read:

Second Floor Auditorium

Non-profit

- Half Auditorium	$ 3.50 per hou
- Whole Auditorium	5.00 per hou

Profit

- Half Auditorium	$ 5.00 per hou
- Whole Auditorium	10.00 per hou

Ground Floor Facilities

Non-profit

- For first four (4) hours	$60.00
- For each additional hour	7.00

Profit

- For first four (4) hours	$100.00
- For each additional hour	10.00

Please note:

Should Artillery Park or either Youth Centre be rented outside of normal shift hours, an additional charge will be levied to compensate for the wages of a staff person to supervise the facility.

EXISTING RATES

SCHEDULE "C"

SCHEDULE OF RATES FOR RENTAL OF FACILITIES IN YOUTH CENTRES

ICE TIME FOR	RENTAL RATE PER HOUR
Minor except Tournaments	$18.00
Adults	25.00
Tournaments including Minors	28.00
Broomball	20.00
6:00 a.m. to 3:00 p.m. Monday to Friday (Holidays Excepted)	12.00

(By-Law Nos. 8500 - 1975; 8582 - 19
Clause 1, Report No. 71 - 1976
Clause 2, Report No. 91 - 1976
Clause 13, Report No. 119, 1977
By-Law No. 9144 - 1977)

SECOND FLOOR AUDITORIUM

When no admission fee is charged and the purpose is for no financial gain either to the group or participants -

Half Auditorium	$ 1.25
Whole Auditorium	$ 2.50

When used for financial gain -

Half Auditorium	$ 2.50
Whole Auditorium	$ 5.00

GROUND FLOOR FACILITIES

For first 4 hours	$50.00
For each hour thereafter	$ 5.00

PUBLIC SKATING

Children of pre-school age	$ 0.25
Students	$ 0.35
Adults	$ 0.50

(By-Laws Nos. 8500 - 1975;
8582 - 1975)

December

BY-LAW #19

SCHEDULE "D"

Schedule of Rates for Rental of Belle Park Golf Course Clubhouse

A. Golf Season

Evenings Only (8:00 P.M. - 1:00 A.M.)

Non-profit	(5-hr.period)	$30.00
	- or	7.00 per hour
Profit	(5-hr.period)	$50.00
	- or	12.00 per hour

B. Golf Off-Season

Non-profit

8:00 A.M. - 12:30 P.M.	$20.00 or $7.00
12:30 P.M. - 5:00 P.M.	20.00 or 7.00
5:00 P.M. - 1:00 A.M.	45.00 or 7.00

Profit

8:00 A.M. - 12:30 P.M.	$30.00 or $10.0
12:30 P.M. - 5:00 P.M.	30.00 or 10.0
5:00 P.M. - 1:00 A.M.	65.00 or 10.0

Please note:

The City exercises first right of refusal to cater for food and non-alcholic beverages.

Delete Seasonal Rates and substitute therefore the following to Schedule "D":-

	Golf	Golf/Tennis	Tennis
Senior (Full)	$125.00	$150.00	$35.00
Senior (Restricted)	90.00	115.00	-
Senior Citizen	50.00	60.00	20.00
Junior	45.00	55.00	20.00
Family	190.00	240.00	70.00

Legend

* Delete $110.00 in line four (4) and substitute $125.00.
** Delete $160.00 in line one (1) and substitute $190.00.

Delete Students from "Daily Green Fees" and also from "Age Qualifications".

SCHEDULE "D" EXISTING RATES

SCHEDULE OF RATES FOR MEMBERSHIP

OR USE OF BELLE PARK FAIRWAYS

The following fees shall apply to use of facilities:

SEASONAL RATES

Senior (F) *	$110.00
Senior (R)	$ 60.00
Student (R)	$ 60.00
Senior Citizens (R)	$ 45.00
Junior (R)	$ 40.00
Family **	
Five or less persons	$160.00
Each additional person	$ 40.00

Legend

(F) Full Seasonal Rate - entitles seasonal rate holder to full golfing privileges during any day when the golf course is open for play.

(R) Restricted Seasonal Rate - play on the golf course will be restricted as follows:

Saturdays, Sundays and Holidays - not allowed to tee off until 12 noon.

* All seasonal rate classifications have the option of purchasing a full seasonal rate (listed as Senior - $110.00) to enjoy full golfing privileges if they so desire.

** Family - $160.00 allows for one Full Seasonal Rate and up to four other seasonal rates in the various classifications (i.e. Senior (R), Junior (R), etc.). In order to receive full golfing privileges for these four seasonal rate holders, an additional fee will be levied to make up the $110.00 rate.

DAILY GREEN FEES

Senior - weekdays	$ 4.00
- weekends and holidays	$ 5.00
Students - weekdays	$ 3.00
- weekends and holidays after 12 noon	$ 4.00

April 197

SCHEDULE "D" (cont'd)

SCHEDULE OF RATES FOR MEMBERSHIP
OR USE OF BELLE PARK FAIRWAYS (cont'd)

DAILY GREEN FEES (cont'd)

Juniors - weekdays	$ 2.50
- weekends and holidays after 12 noon	$ 3.00
Senior Citizens - weekdays	$ 2.50
- weekends and holidays after 12 noon	$ 3.00

Note: All age groups may pay the Senior green fee rate for weekend and holiday times before 12 noon of $5.00 should they wish to tee off in the morning.

Children under 11 years of age must be accompanied by an adult when playing on the golf course, at all times.

AGE QUALIFICATIONS

Senior - 21 years of age and over on or before May 1st

Student - Under 21 years of age as of May 1st

Junior - Under 18 years of age as of May 1st

Senior Citizen - 60 years or over on or before May 1st

ADDITIONAL SERVICES

Club Rental (18 holes)	$ 2.00
Cart Rental, pull type (18 holes)	$ 1.00

(By-Law No. 8500 - 1975;
8789 - 1976;
Clause 1, Report No. 71 - 1976;
Clause 6, Report No. 31 - 1977)

April 1977

BY-LAW #19

SCHEDULE "I"

Schedule of Rates for Rental of
John K. Tett Creativity Centre

A subsection should be added as follows:

Rotary Rotunda

Non-profit	$ 3.50 per
Profit	6.00 per

Please note:

Fifteen tables and thirty chairs are supplied to groups utilizing the Rotunda - any additional requirements are supplied by users.

- Rotunda does not qualify for a liquor license;
- User groups are responsible for opening and closing of facility;
- As outlined in Schedule "I", groups having leases at the Tett Centre may reserve the Rotunda free of charge.

SCHEDULE "I"

EXISTING RATES

RENTAL RATES FOR USE OF THE JOHN K. TETT CREATIVITY CENTRE

The standard cost figure for lease negotiating purposes shall be seventy-five cents (75¢) per sq. ft. per year. This cost covers heat, light and water expenses (excepting where special cases are negotiated), and free use of the Rotunda reception area, which will be scheduled by the Department.

Daily, weekly or monthly rentals shall be negotiated on an individual basis taking into consideration the type of association, their financial situation and their effect on the community as it relates to the responsibilities of the Department, as laid down by By-Laws No. 1, "A By-Law to Regulate Council Procedures" and 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation".

As per City by-laws, long-term leases are subject to the approval of the Committee, Finance and Accounts Committee and Council; whereas short-term (yearly) leases and rentals are under the jurisdiction of the Commissioner.

(By-Law No. 8500 - 1975)

Oct. 1975

BY-LAW #19

SCHEDULE "J"

Schedule of Rates for Rental of Richardson Bath House & City Park Recreation Centre

Should be amended to read:

A. Richardson Bath House

Non-profit	$ 3.50 per
Profit	6.00 per

Please note:

Size of building limits type of event held there;

- Tables & chairs supplied by user groups;
- User groups are responsible for opening and closing of facility.

B. City Park Recreation Centre

Non-profit

8:00 A.M. - 12:30 P.M.	$20.00
12:30 P.M. - 5:00 P.M.	20.00
5:00 P.M. - 1:00 A.M. (Cleared by 2:00 A.M.)	35.00

Profit (or for celebrations of any sort; i.e. parties, stag

8:00 A.M. - 12:30 P.M.	$30.00
12:30 P.M. - 5:00 P.M.	30.00
5:00 P.M. - 1:00 A.M. (Cleared by 2:00 A.M.)	50.00

Please note:

Tables & chairs are supplied by user groups;

- User groups are responsible for opening and closing of facility;
- Difference in charge in comparison with the Rotary Rotunda is that the City Park Recreation Centre is approved for a liquor license and thus a large number of celebration type events are held there.

SCHEDULE "J" EXISTING RATE

RENTAL RATES FOR USE OF THE RICHARDSON BATH HOUSE

AND CITY PARK RECREATION CENTRE

Cost for usage of these facilities shall be according to the governing minimum wage standards when the services of a part-time department employee are required to unlock the building, supervise the event and lock the building.

Long-term leases and regular rentals will be negotiated by the Department and approved by the Committee where applicable.

(By-Law NO. 8500 - 1975)

Oct. 1975

BY-LAW #19

SCHEDULE "M"

Schedule of Rates for Rental of Artillery Park Complex

Meeting Rooms (2)	
Non-profit	$ 3.50 per
Profit	6.00 per
Multipurpose Area	
Non-profit	
- For first four (4) hours	$35.00
- For each additional hour	10.00
Profit	
- For first four (4) hours	$70.00
- For each additional hour	15.00

EXISTING RATE

SCHEDULE "M"

RATES FOR USE OF

ARTILLERY PARK SWIMMING POOL

Recreational Swims		Rates
(a) General Recreational Swims		
	Child	- 30¢
	Adult	- 70¢
	Senior Citizen	- 50¢
(b) Family Recreational Swims		
	Child	- 25¢
	Adult	- 35¢
	Family	- $1.00 maximum
(c) Package Recreational Swims		
	Child	- $ 5.00 (25 swims)
	Adult	- $10.00 (20 swims)
	Senior Citizen	- $ 7.00 (20 swims)
(d) Hourly Rental Rate		$12.00 per hour plus supervision as required will be charged per lifeguard required, times the number of hours, (over and above flat $12.00 rate)

(By-Law No. 9295 - 1978)

July 1978

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 118 of the Finance and Accounts Committee as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 118 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 118

November 1, 1978.

To the Mayor and Members of Council:

The Finance and Accounts Committee reports and recommends as follows:

1. That the Agreement between the Ontario Housing Corporation and The Corporation of the City of Kingston dated July 10, 1975 whereby the City contributes 7½% of the operating expenses incurred for rent supplement units be extended for a period of five years from July 9, 1990 to July 9, 1995.

   (Note: This extension is required because two of the approved rent supplement units' leases expire beyond the 1990 date of the agreement).

   CARRIED

2. That as recommended by the Director of Purchasing, the quotation of Bennett Paving Limited in the amount of $4,000 for repair and patching of the following areas of runway 06R-24L be accepted:

   (Based on 200 tons of asphalt)

   i) Centre section on centre line, 12' x 80';

   ii) Approximately 100' westerly and to the right of the centre line, 36' x 200';

   iii) West End, three cuts, 12' x 97';

   iv) East end, 36' x 100';

   v) Threshold 24L, 35' x 100';

   vi) West of threshold 24L, 12' x 250'.

   and further that the following budget transfer be approved:

	Increase	Decrease
AIRPORT Account No. 4537	$4,000.	-
FINANCE-CONTINGENCIES	-	$4,000.

CARRIED

REPORTS (Cont'd)

Report No. 118 - Finance & Accounts (Cont'd)

3. That as recommended by the Police Commission, the report of Chief G.S. Rice showing a deficit of $37,006. in the Police Commission budget for 1978 be accepted;

and further that the transfer of $37,006. from Finance Contingencies to the Police Commission budget to be allocated in accordance with the report of Chief G.S. Rice be approved.

(Note: A copy of Chief Rice's report was distributed to all members of Council with the Finance Agenda).

CARRIED

4. That as requested by the Kingston Public Library Board the following expenditures in connection with the construction of the new Public Library building be approved:

Inglis and Sorensen	$8,539.66
Barriers for windows on third floor of Bishop's House (necessary for safety)	450.00
Rewiring of puppet stage (required by Ontario Hydro)	280.60
Inspection of above (Ontario Hydro)	35.00
Painting of sign on parking lot	50.00
Hardware	17.26
Lettering for holiday signs	85.00
	$9,457.52

(Note: A copy of the letter from Mrs. Cartwright, Chief Librarian, explaining these accounts was distributed to all members of Council with the Agenda. After payment of these accounts there will be an unexpended balance of $2,589.00).

CARRIED

5. That a grant of $5,000 be made to the Downtown Kingston Senior Citizens Apartments Limited to assist in financial problems resulting from loss of revenue due to unoccupied units, on the understanding that this will not set a policy for financial assistance in future years;

and further that the following budget transfer be approved:

	Increase	Decrease
FINANCE		
Grants	$5,000.	-
FINANCE-CONTINGENCIES	-	$5,000.

CARRIED

REPORTS (Cont'd)

Report No. 118 - Finance & Accounts (Cont'd)

6. That, as recommended by the City Treasurer, pursuant to Section 636a of The Municipal Act, R.S.O. 1970, as amended, the applications of the persons and firms listed on a schedule in the Clerk-Comptroller's office for cancellation or refund of commercial, residential or business taxes levied in 1978 in the total amount of $10,318.22 be approved.

(Note: Copy of schedule distributed to all members of Council).

CARRIED

Ald. French abstained from voting on Clause 7 as he is President of the St. Lawrence Broadcasting Corporation.

7. That it be recommended to Council that List of Accounts No. 10 dated October, 1978, for expenditures incurred under proper authorization be approved.

(Note: Copy of the List was distributed to all members of Council).

CARRIED
(Ald. French Abstained)

8. That since it is declared desirable that the following work be undertaken as a local improvement, that as recommended by the Public Works Committee a By-Law be presented to Council under the provisions of Section 8 of the Local Improvement Act to authorize the construction of a storm sewer in Brock Street from Palace Road to Westdale Avenue and in Westdale Avenue from Brock Street to Alamein Drive and sanitary sewer replacement (assumed by the Corporation) in Brock Street from Palace Road to Westdale Avenue and in Westdale Avenue from Brock Street to Alamein Drive as follows:

Total estimated cost	$79,600.00
Owner's share	2,518.02
City's share	57,665.99
Anticipated MTC subsidy	19,415.99
Debenture Amount	60,000.00

and that the following transfers in the 1978 Capital Budget be approved:

	Increase	Decrease
LOCAL IMPROVEMENT - STORM SEWERS		
- Montreal - Stephen - 150' S. Railway	-	$ 6,659.
- Elliot - Montreal to Maple	-	17,827.
- Palace	-	4,905.
LOCAL IMPROVEMENT - NEW ROAD CONSTRUCTION, RECONSTRUCTION ETC.		
- Algonquin Terrace	-	609.
LOCAL IMPROVEMENT - STORM SEWERS		
- Brock - Alamein Drive	$30,000.	-

REPORTS (Cont'd)

Report No. 118 - Finance & Accounts (Cont'd)

8. (Cont'd)

(Note: The 1978 Capital Budget includes $30,000. for this purpose. The above work is necessary to reduce the infiltration in the sanitary sewer system. Photos from a survey of these sewers show them to be in bad condition. It was not possible to obtain a sufficiently signed petition and it thus recommended that the work be proceeded with under Section 8 of the Local Improvement Act.)

(See By-Law No. 9376) *CARRIED 14:0*

9. That as recommended by the City of Kingston Planning Board, the unexpended City's share of the Neighbourhood Improvement Program budget as at December 30, 1978 be placed in reserve.

CARRIED

10. That as recommended by the Community Services Committee and concurred in by the City of Kingston Planning Board, a By-Law be presented to Council to amend By-Law 1, 1966, "A By-Law to regulate Council Procedures" to delete Section 57(H) (4) which provides for the Planning Board to have jurisdiction over the provision of emergency housing and transfer such jurisdiction to the Community Services Committee by adding to Section 57 (E) the following:

"(11) The provision of emergency housing within the limits of the following Council policy on emergency housing:

a) That Council accept the responsibility for providing whatever amount of emergency shelter at an estimated cost of $300. is needed for families who are residents of the City of Kingston and are unable to find accommodation if:

i) their home has been destroyed by fire, wind or other act of God, or

ii) their home has for some reason become uninhabitable.

and further that the following budget transfer be approved:

	Increase	Decrease
SOCIAL SERVICES		
Account No. 3751 - Assistance - non-shareable	$300.	-
PLANNING BOARD		
Emergency Housing	-	$300.

CARRIED

REPORTS (Cont'd)

Report No. 118 - Finance & Accounts (Cont'd)

11. WHEREAS there has been a significant increase in the number of people being dealt with by the Social Services Department and an increase in the volume of work generated by the Department;

AND WHEREAS it is believed that to ensure the efficient operation of the Department a Receptionist (Classification 3-03) should be hired to cope with this increased work load and to relieve higher paid employees from performing these duties;

THEREFORE BE IT RESOLVED that as recommended by the Community Services Committee a Receptionist be hired in Classification 3-03 (Salary range $8,752. - $10,162.) it being noted that there are sufficient funds in the Social Services Budget.

(Note: During 1978 one position of Teaching Homemaker was phased out so that the hiring of a receptionist will not increase the total number of employees in this Department.)

CARRIED

12. WHEREAS funds were included in the 1978 budget for the Parks and Recreation Department, i.e. Development Funds Account No. 421-8, to complement and expand the scope of work being done under the winter games capital i.e. speed skating oval;

AND WHEREAS a certain portion of this project cannot be successfully completed before May of 1979;

THEREFORE BE IT RESOLVED that the amount of $12,000. from the Parks & Recreation Department, Development Funds Account No. 421-8, be placed in a reserve.

CARRIED

13. WHEREAS 394990 Ontario Limited (Baccus Inc.) have entered into a lease with the City of Kingston for a portion of city owned property at 19 Queen Street;

AND WHEREAS under the terms of the lease the Company are responsible for certain improvements to the leased premises;

AND WHEREAS the Company have assumed as part of the improvements electrical improvements in the amount of $5,329 to facilitate their operation;

AND WHEREAS it is necessary to rewire a portion of the leased area in order to meet Ontario Hydro regulations and a quotation for this work has been obtained in the amount of $1,200.;

AND WHEREAS the work to be done would be necessary for any future tenant and is not for the specific purposes of the Company;

THEREFORE BE IT RESOLVED that the City of Kingston assume the cost of the rewiring in the area to be designated as dining area in the amount of $1,200. to be deducted from the monthly rental for the premises.

(Note: Rental for the premises is at the rate of $1,200. per month.)

CARRIED

REPORTS (Cont'd)

Report No. 118 - Finance & Accounts (Cont'd)

14. That as recommended by the Public Works Committee since the Superintendent of Works has decided to take early retirement the City supplement his pension from OMERS and the Government Annuity Branch by $1,500. per year or $125. per month until he reaches the age of 65 and in the event that he dies before age sixty-five 50% of the City's supplement to be paid to his wife until the date of the Superintendent of Works' 65th birthday, said payment to commence December 1, 1978.

CARRIED

15. That, as approved by the Committee-of-the-Whole, the Finance Committee recommends that an Implementation Committee be established consisting of five aldermen, plus the Mayor or his designate, or appointees to implement the approved recommendation of the report to Review the Role of the Office of the Clerk-Comptroller and Related Matters.

CARRIED AS AMENDED
(See following Motion of Amendment)

Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That Clause 15, Report No. 118 be amended by deleting the words "six Aldermen or appointees" and substituting therefor the words "five Aldermen, plus the Mayor or his designate, or appointees".

CARRIED

16. That Mr. T.W. Sergeant, Solicitor, Du Vernet, Beard & Winter, be retained as the professional negotiator for the negotiations with Local 109 CUPE for the period commencing December 1, 1978 until the completion of the negotiations on the following conditions:

a) The negotiating fee will be $80. per hour.

b) An amount of $25. per hour shall be paid for preparation time.

c) An amount of $25. per hour will be paid for travelling time to cover office overhead.

d) Travelling, long distance telephone calls, etc. expenses shall be paid on an actual basis.

(Note: (b) refers to research work done by a junior member of the firm).

CARRIED 13:1
(Ald. Webb Opposed)

Ald. Tarnowecky withdrew at 10:55 p.m. and returned at 10:56 p.m.

REPORTS (Cont'd)

Report No. 118 - Finance & Accounts (Cont'd)

17. That Clause 6 of Report No. 112, 1978 be amended to read as follows:

"The issue of a building permit is hereby approved for the excavation and foundation work for the 167 dwelling units to be erected by Bob Martin Construction Company Limited on 7 acres of City owned land located north of Bath Road and west of the extension of Queen Mary Road subject to the following conditions:

(a) Council approves Clauses 1 and 2, Report No. 115 of the City of Kingston Planning Board which recommends an Official Plan Amendment and Zone Change for the 1.8 hectare (7 acres) parcel of land referred to above;

(b) That application for the building permit is accompanied by a deposit of $50,000. with the City and an undertaking in a form satisfactory to the City Solicitor to save the City harmless from any claims arising out of the issuing of the permit;

(c) That the Company agrees that the balance of $451,000. be paid when the first draw is made from the mortgage company and not later than April 1, 1979;

(d) That the City will convey title to the property when payment in full has been received.

(e) That within 30 days from Ontario Municipal Board approval of the Zoning By-Law Amendment the Company will enter into a development control agreement with the City and will apply for a building permit in conformity with the building code and zoning by-law;

(f) Construction will commence within thirty days from the receipt of the building permit;

(g) The City agrees that the Company may use Queen Mary Road as extended for access.

(h) If the City has not received full payment for the land by April 1, 1979 the City may use the $50,000. deposit to restore any damage to the Queen Mary Road allowance and to the City owned land and will refund any balance to the Company.

(See By-Law No. 9381) *CARRIED*

18. That since one of the parties has not yet signed the agreements on Blocks A, B, C and D & E that action on the request from 361029 Ontario Limited for an amendment to Section 22 of the Agreement on Block C to extend the date of application for a building permit from November 1, 1978 to April 1, 1979 and to delete approval of the Company's building plans by Central Mortgage and Housing Corporation, be deferred until the party has signed the ageements or has signed a Postponement of Mortgage Agreement in a form satisfactory to the City Solicitor.

CARRIED

Respectfully Submitted

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
J.P. Gerretsen
M.B. Gorham
Y. Tarnowecky

UNFINISHED BUSINESS

Ald. Matthews said that at the last meeting of City Council, Ald. Hawkins had asked the Chairman of the Parks and Recreation Committee why the building for the new ice surfacing machine, etc. could not be constructed by Parks and Recreation Department employees. He said that it had been explained that the Department employees were busy. He asked if this was the case, why was the work not tendered for early in the year.

Ald. Matthews said that the Recreation Department should be a separate Department. Recreation facilities for the City are being neglected. He had worked with Ald. Hawkins with some ball teams this year and received complaints about the facilities. When the change is made to Committee-of-the-Whole and Council and the Administrators come to the meetings, it may be that things will improve. It will not be necessary to go to different committees.

Ald. Matthews asked that the possibility of having the bus service within the Rockcliffe Estates area be investigated. He explained the inconvenience of the present service to the people having to walk to Division and Elliot to get a bus.

Ald. Matthews said that in 1964, Mr. T.J. McKibbin, Clerk-Comptroller, wrote to the Postmaster in order to obtain mail delivery for persons in Marker Acres Subdivision. He said that the same situation now exists in Rockcliffe Estates and asked that Mr. McKibbin write a letter to the Postmaster.

Ald. Matthews asked if the repairs to the Wally Elmer Youth Centre were underway. The Kingston Minor Hockey Association would like to make representations to the Parks and Recreation Committee before the money is spent.

Ald. Matthews said that he would like to congratulate Kingcole Homes Inc. on the operation of their apartment building at 780 Division Street. It is certainly a credit to the Company.

Ald. Gorham said that the work on the Wally Elmer Youth Centre is underway.

Ald. Hawkins said that a meeting of the Technical Co-ordinating Committee has been planned for November 8, 1978 in connection with the traffic study. Throughout the Minutes and on the Agendas there has been no mentioned of any consideration being given to King Street West and Portsmouth Avenue. These are heavily travelled streets and they should be looked at.

Ald. Hawkins said that he had been asked when consideration would be given to the provision of bar facilities at the Municipal Golf Course in 1979, for members only.

Ald. Webb said that at the last meeting of Council he asked the Chairman of Public Works to reconsider the decision made with regard to a resident of Cherry Street. The resident had been put to a great deal of expense for sewer excavation. He had not found in the Committee Minutes that this matter had been reconsidered. He asked again that the Committee reconsider this matter.

Ald. Webb said that he had received a call from a woman who had gone to Hotel Dieu Hospital for treatment. This woman happened to be in a wheelchair and had problems crossing Brock Street. He asked that consideration be given to the provision of a crosswalk from the parking lot by the Transportation Committee.

Ald. Webb said that he had counted five errors in the spelling in the communication from the Little Cataraqui Creek Environment Association. He suggested that the Association of Women Electors consider a spelling course as part of their activities next year.

Ald. Mackenzie said that from one viewing the election from the outside, she would like to extend good luck to her colleagues running for election at this time.

UNFINISHED BUSINESS (Cont'd)

Ald. Mackenzie said that she had listened to the "hot line" show that morning and was surprised at the amount of misinformation. There was discussion about additions to homes in the "A" zones and it was really unfortunate at the amount of misinformation coming through.

Ald. Mackenzie said that the City had also taken consdierable criticism about the Wally Elmer Youth Centre being closed down. She said that it was questioned why the engineering people had not noticed the problem previously and why it had only come to light at the beginning of the season. She said that it makes the whole City operation look inept.

Ald. Gorham said that written statements were given to the news media on the reasons for the closing of the Wally Elmer Youth Centre. It was believed that the problem had not been discovered because it had not existed in February and March. The building had been examined by engineers at that time and also again in the summer and this problem did not come to light. Evidence has now been found of concrete deterioration at the base of seven columns on the west side of the building. Further investigation revealed concrete structural damage in the piers below ground level. The building has been closed in the general interest of maximum public safety and to allow work forces to work in and around the building. It is anticipated that it will take four to five weeks to complete the work.

Mayor Keyes extended best wishes to all the candidates in the forthcoming election.

* * *

BY-LAWS

Council consented to the addition of By-Laws Nos. 16, 17 and 18.

(A) Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That By-Laws 1 to 8 and 17 and 18 be given their First and Second Readings.

CARRIED

(B) Moved by Ald. Gorham,
Seconded by Ald. Mackenzie,

That Rule No. 35 of By-Law 1 be suspended for the Purpose of Giving By-Laws 6 to 8 their Third Reading.

CARRIED

BY-LAWS (Cont'd)

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Breen,

That By-Laws 6 to 16 be given their Third Reading.

CARRIED

* * * * * * *

(1) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clauses 1, 2 and 8, Report No. 113, 1978).

(FIRST & SECOND READINGS) (PROPOSED NO. 9372)
Clauses 1,2 and 8, Report No. 113, 1978

(2) A By-Law to Authorize the Construction of a 28 ft. wide Asphalt Pavement in Cowdy Street from Thomas to Russell Street Under the Provisions of Section 7 of the Local Improvement Act.

(FIRST & SECOND READINGS) (PROPOSED NO. 9373)
Clause 3(a), Report No. 116, 1978

(3) A By-Law to Authorize the Construction of a Concrete Curb, Gutter and Boulevard on East Side of Cowdy Street from Thomas to Russell Street under the Provisions of Section 7 of The Local Improvement Act.

(FIRST & SECOND READINGS) (PROPOSED NO. 9374)
Clause 3(b), Report No. 116, 1978

(4) A By-Law to amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corporation".

(FIRST & SECOND READINGS) (PROPOSED NO. 9375)
Clause 2, Report No. 117, 1978

(5) A By-Law to Authorize the Construction of a Storm Sewer in Brock Street from Palace Road to Westdale Avenue and in Westdale Avenue from Brock Street to Alamein Drive and Sanitary Sewer Replacement in Brock Street from Palace Road to Westdale Avenue and in Westdale Avenue from Brock Street to Alamein Drive, under Section 8 of The Local Improvement Act.

(FIRST & SECOND READINGS) (PROPOSED NO. 9376)
Clause 8, Report No. 118, 1978

(6) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 98 - Approximately 13 acres North of Bath Road - West of the Extension of Queen Mary Road, From Residential to Recreational Parks & Open Spaces and from Hazard Land to Residential).

(THREE READINGS) (PROPOSED NO. 9377)
Clause 1, Report No. 115, 1978

BY-LAWS (Cont'd)

(7) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 8.09 Hectare Parcel of Land Located North of Bath Road and West of the Extension of Queen Mary Road from FP (Flood Plain) and B1.110 (Multiple Family) Residential, to B1.160 (Multiple Family) Residential, OS1 (Public Open Space) and FP (Flood Plain).

(THREE READINGS) (PROPOSED NO. 9378)
Clause 1, Report No. 115, 1978

(8) A By-Law to Confirm the Proceedings of Council at its Meeting Held November 6, 1978.

(THREE READINGS) (PROPOSED NO. 9379)
City Council Meeting No. 28, 1978

(9) A By-Law to Authorize the Reconstruction and Construction of Certain Concrete Sidewalks Under the Provisions of Section 7 of The Local Improvement Act (Petitions).

(THIRD READING) (PROPOSED NO. 9317)
Clauses 4(a), 4(b), and 4(d), Report No. 84, 1978

(10) A By-Law to Authorize the Construction of Storm Sewers in Certain Streets Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9318)
Clause 4(e), Report No. 84, 1978

(11) A By-Law to Authorize the Purchase of a Snow Blower at an Estimated Cost of $68,000.

(THIRD READING) (PROPOSED NO. 9321)
Clause 26, Report No. 87, 1978

(12) A By-Law to Designate a Redevelopment Area Under Section 22(2) of the Planning Act, R.S.O. 1970 (Generally North and West of The Cataraqui - St. Lawrence Wards Neighbourhood Improvement Area).

(THIRD READING) (PROPOSED NO. 9356)
Clause 4(2), Report No. 105, 1978

(13) A By-Law to Amend By-Law No. 5920, "A By-Law to Provide for the Licensing of Plumbing Contractors and Master Plumbers in the City of Kingston, and for the Repeal of By-Law No. 3222".

(THIRD READING) (PROPOSED NO. 9363)
Clause 1, Report No. 107, 1978

(14) A By-Law to Amend By-Law No. 2566, "A By-Law to Provide for the Licensing of Electricians in the City of Kingston".

(THIRD READING) (PROPOSED NO. 9364)
Clause 2, Report No. 107, 1978

BY-LAWS (Cont'd)

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 3, Report No. 108, 1978)

(THIRD READING) (PROPOSED NO. 9365)
Clause 3, Report No. 108, 1978

(16) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the South Side of Johnson Street, from Wellington Street Westerly 77' Under the Provisions of Section 7 of The Local Improvement Act. (Petition).

(THIRD READING) (PROPOSED NO. 9332)
Clause 7, Report No. 92, 1978

(17) A By-Law to Dedicate Glenwood Court in the Watts-Silver Subdivision as a Public Street.

(FIRST & SECOND READINGS) (PROPOSED NO. 9380)
Clause 12, Report No. 113, 1978

(18) A By-Law to Authorize the Execution of an Agreement with Bob Martin Construction Company Limited to Provide for the Issuance of a Building Permit for Excavations and Foundations on Property Located North of Bath Road, West of Queen Mary Road Extended.

(FIRST & SECOND READINGS) (PROPOSED NO. 9381)
Clause 17, Report No. 118, 1978

* * *

MOTIONS

(1) Moved by Mayor Keyes,
Seconded by Ald. Webb,

That the sympathy of Council be conveyed to the family of the late "Bart" Greenwood.

CARRIED

NOTICE OF MOTION

(2) Moved by Ald. Miller,
Seconded by Ald. Mackenzie,

That the Transportation Committee develop a system of permits for boulevard parking.

REFERRED TO TRANSPORTATION COMMITTEE

(3) Moved by Ald. French,
Seconded by Ald. Hawkins,

That Council do now adjourn.

CARRIED

Council Adjourned at 11:25 p.m. (L.S.)

(Signed) *M.C. Healy*
Deputy City Clerk

(Signed) *Ken Keyes*
Mayor

CITY COUNCIL MEETING NO. 29

A Special Meeting of City Council, summoned by Mayor Keyes, will be held on Wednesday, November 15, 1978, at 7:30 p.m. in the Council Chamber, City Hall, to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters and to discuss the creation of a position of Plans Examiner.

Gov
cal Gov

ROLL CALL

MINUTES

That the Minutes of City Council Meeting No. 27, held October 30, 1978, be adopted as printed.

COMMUNICATIONS

To be Filed

(719) From Mr. Robert B. Martin, Bob Martin Construction Co. Ltd., notifying that he will build two buildings with a total of 167 units on the property to be purchased by him from the City of Kingston, located North of Bath Road, West of Queen Mary Road extended. Mr. Martin has also agreed to contact the Ministry of the Environment for direction and procedure for treatment of the parking lot storm water run off.

COMMITTEE-OF-THE-WHOLE

(1) That Council resolve itself into a Committee-of-the-Whole to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters and to discuss the creation of a position of Plans Examiner.

(*Note: Members of Council are requested to bring their copy of the Special Report to the meeting*).

(2) That Council rise from the Committee-of-the-Whole and the Chairman report.

BY-LAWS

(A) That By-Law 1 be given its First and Second Reading.

(B) That Rule No. 35 of By-Law 1 be suspended for the Purpose of Giving By-Law 1 its Third Reading.

(C) That By-Laws 1 and 2 be given their Third Reading.

* * *

(1) A By-Law to Confirm the Proceedings of Council at Its Meeting Held November 15, 1978.

(THREE READINGS) (PROPOSED NO. 9382)

City Council Meeting No. 29, 1978

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BY-LAWS (Cont'd)

(2) A By-Law to Authorize the Execution of an Agreement with Bob Martin Construction Co. Ltd., to Provide for the Issuance of a Building Permit for Excavations and Foundations on Property Located North of Bath Road, West of Queen Mary Road Extended.

(THIRD READING) (PROPOSED NO. 9381)
Clause 17, Report No. 118, 1978

MOTIONS

Local Govt.
DEC 0 4 1978

CITY COUNCIL MEETING NO. 29

A Special Meeting of City Council, summoned by Mayor Keyes, was held on Wednesday, November 15, 1978, at 7:40 p.m. in the Council Chamber, City Hall, to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters and to discuss the creation of a position of Plans Examiner.

ROLL CALL

Mayor Keyes, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews (arrived at 7:42 p.m.), Ald. Miller, Ald. Tarnowecky, Ald. Timmins. (12)

MINUTES

Moved by Ald. Tarnowecky,
Seconded by Ald. Breen,

That the Minutes of City Council meeting No. 27 held October 30, 1978 be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communication No. 718B.

Filed

(718A) From Mr. Robert B. Martin, Bob Martin Construction Co. Ltd., notifying that he will build two buildings with a total of 167 units on the property to be purchased by him from the City of Kingston, located North of Bath Road, West of Queen Mary Road extended. Mr. Martin has also agreed to contact the Ministry of the Environment for direction and procedure for treatment of the parking lot storm water run off.

Referred to the City of Kingston Planning Board

(718B) From Dr. Helen A. Henrikson, President, The Little Cataraqui Environment Association reporting that a meeting was held attended by Professor Fred Curtis, Mr. Bob Martin and herself to discuss the construction of two apartment buildings containing 167 units on the property to be purchased by Mr. Martin from the City of Kingston, located north of Bath Road and West of Queen Mary Road extended and enclosing a copy of a letter to Mr. Martin stating the concerns of the Association expressed at the meeting.

COMMITTEE-OF-THE-WHOLE

(1) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Council resolve itself into a Committee-of-the-Whole to continue with the consideration of the Report of the Special Committee to Review the Role of the Office of the Clerk-Comptroller and Related Matters and to discuss the creation of a position of Plans Examiner.

CARRIED

(Ald. French withdrew during the Committee-of-the-Whole Session)

COMMITTEE-OF-THE-WHOLE (Cont'd)

(2) Moved by Ald. Mackenzie,
Seconded by Ald. Tarnowecky,

That Council rise from the Committee-of-the-Whole and the Chairman report.

CARRIED

Mayor Keyes reported that the following motions had been considered in the Committee-of-the-Whole in conjunction with the report of the Special Committee to Review the role of the Office of the Clerk-Comptroller and other Related Matters, the creation of the position of Plans Examiner and the interviews for the position of Chief Administrative Officer.

A) Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Council consider the proposed By-Law of Mr. T.J. McKibbin, Clerk-Comptroller, as set out on pages 6 and 7 of the Agenda for the Committee-of-the-Whole as opposed to a clause by clause examination of Appendix No. 9 of the report of the Special Committee to review the role of the office of the Clerk-Comptroller and related matters.

CARRIED

B) Resolved that Clause 1 of the proposed By-Law be approved.

C) Resolved that Clause 2 of the proposed By-Law be amended to read as follows:

"The Chief Administrative Officer shall be responsible to Council, and pursuant to Section 210(b) of The Municipal Act, R.S.O. 1970, as amended, the Mayor shall oversee the conduct of the Chief Administrative Officer.".

D) Resolved that Clause 3(a) of the proposed By-Law, first paragraph, be approved and that the second paragraph of 3(a) be amended to read as follows:

"Notwithstanding the preceding paragraph, recommendations on planning matters will be made directly to the Committee-of-the-Whole by the City of Kingston Planning Board, pursuant to the Planning Act, R.S.O. 1970, as amended; and recommendations concerning Rideaucrest Home will be made by a Committee established pursuant to the Homes for the Aged Act, R.S.O. 1970, as amended.".

E) Resolved that Clause 3(b) of the proposed By-Law be approved.

F) Resolved that Clause 3(c) of the proposed By-Law be amended to read as follows:

"Present to the Committee-of-the-Whole annual estimates of revenues and expenditures, and an annual program budget leading to zero based budgeting in 1980 for consideration.".

COMMITTEE-OF-THE-WHOLE (Cont'd)

G) Resolved that Clause 3(d) of the proposed By-Law be amended to read as follows:

"Present to Committee-of-the-Whole annually a revised five year Capital Budget for consideration.".

H) Resolved that Clause 3(e) of the proposed By-Law be approved.

I) Resolved that Clause 4 of the proposed By-Law be approved.

J) Resolved that Clause 5 of the proposed By-Law be amended to read as follows:

"This By-Law shall come into force and take effect upon the appointment of the Chief Administrative Officer.".

K) Resolved that the By-Law to Establish the Office of the Chief Administrative Officer attached hereto (amended in accordance with the above resolutions) be presented to Council on November 27, 1978.

L) Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That the Aldermen-Elect be given a vote in the Committee-of-the-Whole on the recommendation to Council regarding the appointment of the Chief Administrative Officer, and further, that the Clerk-Comptroller and the City Solicitor report on the legal implications.

CARRIED

M) Moved by Ald. Tarnowecky,
Seconded by Ald. Mackenzie,

That the establishment of a City Co-ordinating Committee be reconsidered.

LOST 4:7

N) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That the decision to establish a City Co-ordinating Committee be reaffirmed.

CARRIED

O) Moved by Ald. Gerretsen,
Seconded by Ald. Timmins,

That the appointment of persons to the Implementation Committee be referred to Caucus.

CARRIED

P) Resolved that the appointment of a person to sign in the absence of the City Clerk be deferred.

COMMITTEE-OF-THE-WHOLE (cont'd)

Q) Moved by Ald. Hawkins,
Seconded by Ald. Miller,

That the creation of a position of Plans Examiner be discussed "in camera".

CARRIED

R) Moved by Ald. Clements,
Seconded by Ald. Tarnowecky,

That the meeting rise from the "in camera" session.

CARRIED

S) Moved by Ald. Gerretsen,
Seconded by Ald. Timmins,

That the position of Plans Examiner be established and that a study be implemented by the Chief Building Inspector and the Director of Planning and Urban Renewal to effect the reorganization that is necessary.

CARRIED

T) Resolved that the policy with regard to the payment of travelling expenses for applicants for the position of Chief Administrative Officer as follows be reaffirmed:

"That the expenses of applicants requested to come to Kingston would be paid if the person had to come more than 300 miles.".

and further - that Mr. K. Ready, Director of Personnel, be requested to provide answers to the questions in Mr. V. Swain's letter with regard to fringe benefits and a copy be made available to all members of Council.

U) Resolved that the Council meet in a Committee-of-the-Whole Session on the following dates to interview the applicants selected by the Selection Committee for the position of Chief Administrative Officer and that the Adlermen-Elect be invited to attend:

November 20, 1978	7:30 p.m.	Council Chamber
November 24, 1978	6:00 p.m.	Council Chamber

V) Resolved that a confidential report from the Clerk-Comptroller with regard to the selected applicants be received.

W) Resolved that the following meeting dates be approved:

Caucus - November 28, 1978
@ 7 p.m.
Inaugural Meeting - City Council - December 4, 1978
@ 5:15 p.m.
City Council - Regular Meeting - December 18, 1978
@ 8 p.m.

BY-LAWS

(A) Moved by Ald. Clements,
Seconded by Ald. Gerretsen,

That By-Law 1 be given its First & Second Readings.

CARRIED

(B) Moved by Ald. Gorham,
Seconded by Ald. Mackenzie,

That Rule No. 35 of By-Law 1 be suspended for the Purpose of Giving By-Law 1 its Third Reading.

CARRIED

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Gorham,

That By-Laws 1 and 2 be given their Third Reading.

CARRIED

* * *

(1) A By-Law to Confirm the Proceedings of Council at Its Meeting Held November 15, 1978.

(THREE READINGS) (PROPOSED NO. 9382)
City Council Meeting No. 29, 1978

(2) A By-Law to Authorize the Execution of an Agreement with Bob Martin Construction Co. Ltd., to Provide for the Issuance of a Building Permit for Excavations and Foundation on Property Located North of Bath Road, West of Queen Mary Road Extended.

(THIRD READING) (PROPOSED NO. 9381)

MOTIONS

(1) Moved by Ald. Clements,
Seconded by Ald. Gorham,

That the deep appreciation of the members of Council be expressed to Mr. E. V. Swain, Chairman of the Screening Committee, and the members of the Committee for their outstanding and dedicated service to Kingston in screening applicants for the position of Chief Administrative Officer of the City of Kingston.

CARRIED

(2) Moved by Ald. Timmins,
Seconded by Ald. Clements,

That the appreciation of City Council be extended to Mr. M.C. Healy, Deputy City Clerk, the City Hall Staff and the Special Election Staff for the efficient operation of the 1978 election.

CARRIED

(3) Moved by Ald. Breen,
Seconded by Ald. Clements,

That Council do now adjourn.

CARRIED

Council adjourned at 11:05 p.m. (L.S.)

(Signed) *T.J. McKibbin*
Clerk-Comptroller

(Signed) *Ken Keyes*
Mayor

BY-LAW NO.

A BY-LAW TO ESTABLISH THE OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER

PASSED:

The Council of the Corporation of the City of Kingston enacts as follows:

1. The position of Chief Administrative Officer of the City of Kingston is hereby established.

2. The Chief Administrative Officer shall be responsible to Council, and pursuant to Section 210 (b) of The Municipal Act, R.S.O. 1970, as amended, the Mayor shall oversee the conduct of the Chief Administrative Officer.

3. Following consultation with the appropriate Department Heads, and appointed officials, the Chief Administrative Officer shall:

a) Present to Council for consideration, recommendations for improvements to policies on the operations of City Departments and amendments to existing by-laws that will improve service to the public in all areas within the jurisdiction of the municipal council.

Notwithstanding the preceding paragraph, recommendations on planning matters will be made directly to the Committee of the Whole by the City of Kingston Planning Board, pursuant to the Planning Act, R.S.O. 1970, as amended; and recommendations concerning Rideaucrest Home will be made by a Committee established pursuant to the Homes for the Aged Act, R.S.O. 1970, as amended.

b) Interpret and follow-up all the decisions of Council with Department Heads for the purpose of assuring that the policies approved by Council are carried out.

c) Present to the Committee of the Whole, annual estimates of revenues and expenditures and an annual program budget leading to zero based budgeting in 1980, for consideration.

d) Present to the Committee of the Whole annually, a revised five year Capital Budget for consideration.

e) Present to the Committee of the Whole for consideration guidelines for negotiating with City employees on wages, salaries, fringe benefits and working conditions and following approval of the guidelines by the Committee of the Whole, to direct negotiations.

Following negotiations he shall recommend changes in existing agreements for consideration of the Committee of the Whole and upon approval of agreements he shall within

3. e) (cont'd).

the terms of the approved collective bargaining agreements and the personnel policies of the Council, oversee and co-ordinate the exercise by the Departments of their responsibilities in the appointment, employment, suspension or dismissal of employees in classification 14-10 and above.

4. To have authority to recommend to Council, the appointment, employment, suspension or dismissal of Department Heads.

5. This by-law shall come into force and take effect upon the appointment of the Chief Administrative Officer.

GIVEN THREE READINGS AND FINALLY PASSED the

CLERK-COMPTROLLER MAYOR

Local Govt.

NOV 27 1978

CITY COUNCIL MEETING NO. 30

The Regular Meeting of City Council will be held on Monday, November 27, 1978 at 8:00 p.m. in the Council Chamber, City Hall.

ROLL CALL

PRESENTATIONS

COFFEE & REFRESHMENTS WILL BE SERVED AT 7:30 p.m.

LONG SERVICE MEDALS/BARS - FIRE DEPARTMENT

Firefighter Ken Hackett - 25 year Service Bar
Firefighter Ken Jackson - 25 year Service Bar

Firefighter R. Kearns - 20 year Service Medal
Firefighter J. Kidd - 20 year Service Medal
Firefighter G. Watson - 20 year Service Medal
Captain G. Bruce - 20 year Service Medal
Inspector D. Corrigan - 20 year Service Medal

PRESENTATION OF COUNCIL CHAIRS

Mr. G. Allmark - Alderman representing Ontario Ward, 1975 - 1978.

Mr. B. Breen - Alderman representing Frontenac Ward, 1975 - 1978.

Mr. T.D. French - Alderman representing Sydenham Ward, 1975 - 1978.

Mrs. J. Mackenzie - Alderman representing Rideau Ward, 1975 - 1978.

TABLING OF DOCUMENTS

(1) Council Meeting Attendance Record of Ald. G. Timmins prepared by the Clerk-Comptroller's Office and copy of List of Attendance of Members of Council prepared by the Association of Women Electors.

(Tabled by Ald. Timmins).

MINUTES

That the Minutes of City Council Meeting No. 28 held Monday, November 6, 1978, and City Council Meeting No. 29, held Wednesday, November 15, 1978, be adopted as printed.

COMMUNICATIONS

To be Filed

(719) From the Ministry of Intergovernmental Affairs, copy of "Background" Nos. 78/42 and 78/43, dated October 20 & 27, 1978.

(Copies have been distributed to Members of Council).

(720) Notice of a Decision of the Ontario Municipal Board notifying that an appeal by The City of Kingston Planning Board from a decision of the Committee of Adjustment of the City of Kingston has been allowed. The decision, granting an application for a variance from the provisions of By-Law 8499, as amended, for permission to construct an addition onto the rear of an existing non-conforming engine repair shop at 50 Rideau Street and to increase the building lot coverage from 10% to 17% was set aside and the application for variance was DISMISSED.

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COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(721) Copy of Report of the results of the Municipal Election held on Monday, November 13, 1978.

(Copies have been distributed to all members of Council).

(722) From the Minister of Housing approving the City's application for a Provincial contribution of $643,137.81 towards the implementation of a Neighbourhood Improvement Plan for the area known as "St. Lawrence/Cataraqui" Neighbourhood Improvement Area. This approval will enable Central Mortgage and Housing Corporation to process the City's application regarding Federal financial participation.

(723) From the Minister of Housing granting approval of By-Law No. 9348, "A By-Law to Amend the Redevelopment Plan for the St. Lawrence/Cataraqui Area.

(724) Financial Statement for the Limestone Golden Years Club for the Year ended October, 1978.

(725) From Flora MacDonald, M.P. acknowledging receipt of the City's endorsement of the resolution regarding vandalism and notifying that the resolution is one with which she agrees and that it has her wholehearted support.

(726) From the Ministry of Consumer and Commercial Relations acknowledging receipt of Consumer Outreach '78 Project Questionnaire and enclosing information on the Consumer Information Centre, 555 Yonge Street, Toronto M7A 2N6 (416) 963-1111.

(727) Copy of Great Lakes "Focus" from the International Joint Commission, Windsor, Ontario, dated October, 1978.

(728) From the Ministry of Treasury and Economics, copy of their publication entitled "Ontario Finances" dated September 30, 1978. This is a second-quarter update on the performance of the 1978 Ontario Budget, it provides a revised outlook for the remainder of 1978-79, and also a comparison of the first six months' performance this fiscal year with the same period in 1977-78.

(729) Copy of the "A.M.O. News" from the Association of Municipalities of Ontario for the period September/October, 1978.

(730) Statement of Revenue and Expenditures for the month of September, 1978, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1978 Budget Estimates	1978 to date	Month of Sept. 1978	1977 to date
Total Deficit:	$624,790	$524,371	$28,896	$599,893
(-) Debentures:	27,690	20,768	2,308	27,150
Net Operating Deficit	$597,100	$503,603	$26,588	$572,743

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Finance & Accounts Committee

(731) From the City of Kitchener requesting Council's endorsation of their resolution that the Prime Minister of Canada and the Premier of Ontario and their respective Governments be urgently requested to immediately pass legislation to prohibit all strikes and work stoppages by any worker or group of workers employed by any government or government agency in any part of Canada.

Which Has Been Referred to the Transportation Committee

(732) From the City of Kitchener, requesting Council's endorsation of their resolution that the Province of Ontario be urged to enact new legislation governing the use of motorized trail bikes and other such motorized recreational vehicles off public highways, similar to The Motorized Snow Vehicles Act, 1974.

(733) From Transport Canada, copy of the Feasibility Study of the Mobility Club Concept in Rural and Small Urban Areas, (Transportation for the Disadvantaged).

(734) Copy of a working paper entitled "Transit Service Options for Small Cities" prepared by Transport Canada for the Urban Transportation Research Branch of the Canadian Surface Transportation Administration.

Which Has Been Referred to the City of Kingston Planning Board

(735) Application for Zone Change for property located at 19 Concession Street presently zoned as A5 (one and two family residential). The application is for the property to be rezoned as C1 (Neighbourhood Commercial) to expand the existing business within the present building.

(736) Application for Official Plan Amendment for Davis Tannery Property located at the northerly side of River Street between Rideau Street and the waters of Great Cataraqui River. The lands are designated for future expressway under the Official Plan and the proposed amendment is to remove any reference to this designation with respect to this property, to facilitate the development of lands owned by the applicant including the lands designated for expressway use and lands lying to the north.

(737) From Mr. Peter J. Radley, Barrister & Solicitor for Terraceview Holdings Limited notifying that on behalf of his clients he has requested an extension of the expiry date for draft plan approval (which would have expired on December 22, 1978) from the Ministry of Housing. He asks that the City forward a letter concurring with the extension request.

(see also Communication No. 744)

(738) From the Ministry of Housing, copy of their publication entitled "Metric Conversion of Planning Documents" dated October, 1978.

Which Has Been Referred to the City of Kingston Planning Board and the Transportation Committee

(739) From the Ministry of Housing enclosing a revised plan for a subdivision in the Township of Kingston (Part of Lot 5, Conc. I (new subdivision for Dacon Corporation) on which

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the City of Kingston Planning Board and the Transportation Committee (Cont'd)

(739) (Cont'd)

there are 21 additional single family lots and a walkway block on the revised layout.

(740) Notice of application by the Township of Kingston to the Ontario Municipal Board for approval of By-Law 78-60 to regulate land use passed pursuant to Section 35 of The Planning Act to permit a residential development on the west bank of the Little Cataraqui Creek between the West Branch and the C.N.R. Spurline.

To be Referred to the Finance and Accounts Committee

(741) From The Queen's University Bands notifying that they have accepted an invitation from the Canadian Intercollegiate Athletic Union and the CAN-AM Bowl Inc. to represent Canadian Universities in the musical portion of the second annual CAN-AM Bowl. This event will be held in Tampa, Florida on January 6, 1979. They have requested that the City sponsor them in some way financially or otherwise and, if possible, to supply them with a City of Kingston Flag for their Colourguard.

To be Referred to the City of Kingston Planning Board and the Housing Sub-Committee

(742) From the Ministry of Housing, requesting that the City formally rescind the resolution for the construction of rent-geared-to-income housing units passed in March, 1976. Since at present there is no apparent need for additional subsidized family housing in Kingston, and since any additional need which may occur in future can be filled via the rent supplement or the non-profit programs, the Ministry has assumed that the March 1976 resolution for construction of 100 units is no longer applicable.

To be Filed

(743) Minutes of Meeting No. 25 of the Public Utilities Commission of the City of Kingston, held on November 7, 1978.

(Copies have been distributed to members of Council).

(744) From the Ministry of Housing notifying that the approval period of the draft approval for Terraceview Holdings Subdivision has been extended for a period of one year and will now lapse on December 21, 1979.
(See also Communication No. 737)

(745) Copy of "Focus... On the Federal Budget", dated November 16, 1978 by Thorne Riddell & Co., Chartered Accountants.

(746) From the Ministry of Intergovernmental Affairs, copy of "Background" No. 78/44, with a bulletin No. 14, entitled "The Head of Council).

(Copies have been distributed to members of Council).

(747) Minutes of the N.I.P. Area Citizens' Committee Meeting No. 44, held October 30, 1978.

(Copies have been distributed to members of Council)

COMMUNICATIONS (Cont'd)

To be Referred to Fire Chief Cowdy

(748) Copy of the 1979 Calendar of the Ontario Fire College for the Advanced Training of Fire Department Officers, issued by the Division of Public Safety, Ministry of the Solicitor General.

To be Referred to the City of Kingston Planning Board

(749) From Mr. & Mrs. Cooper, 431 Albert Street, owners of property located at 55 West Street, notifying of their objection to approval of Zoning By-Law No. 9343, "A By-Law to Amend By-Law No. 8499, 'Restricted Area Zoning By-Law of The Corporation of the City of Kingston (Rezone 0.76 Hectare Parcel of Land Located on the West Side of Ontario Street, North of West Street and on the East Side of King Street, Between West and Lower Union Streets from Zones A (one and two family) residential, B (three to six family dwelling) and B1 (Multiple Family) Residential to Zones B (Three to Six Family Dwelling), B.158 (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential).

Which Has Been Referred to the City of Kingston Planning Board

(750) Application for Zone Change from Kingston Creamery (1958) Limited for property located at 12 Cataraqui Street, zoned as A-Residential. The classification requested is M-8 (Light Industrial).

PETITIONS

REPORTS

REPORT NO. 119

To the Mayor and Aldermen: November 15th, 1978

The Transportation Committee reports and recommends as follows:

1. That the account of L. M. Welter Ltd. in the amount of $690.00 for levelling fill material on City owned industrial land north of Dalton Avenue be approved for payment.

   NOTE: Provision has been made in the 1978 Budget for this amount.

2. That a by-law be presented to Council to amend By-law 495 (Parking Meters) to delete two double parking meters on the east side of Ontario Street from Brock Street northerly 200 feet, in front of Howard Johnson's Hotel;

   And further, that By-law 24 (Traffic) be amended to provide for No Parking on the east side of Ontario Street from Brock Street northerly 200 feet.

   (See By-Laws 9383 & 9384)

3. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that parking be prohibited on the north side of Newcourt Place from Old Oak Road easterly to the end thereof.

   NOTE: Parking is presently permitted on both sides of the street.

   (See By-Law 9384)

4. That a by-law be presented to Council to amend By-law 24 (Traffic) to amend the parking regulation on King Street between West Street and Lower Union Street, as follows:

   BOTH SIDES - Parking prohibited between 10-11 a.m., and 2-3 p.m., Monday to Friday inclusive.

   NOTE: Parking is presently permitted on both sides of the street.

   (See By-Law 9384)

5. That a by-law be presented to Council to amend By-law 24 (Traffic) to prohibit parking on the north side of Adelaide Street, between 10-11 a.m., 2-3 p.m. and 1-7 a.m., each day of the week, from 106 feet east of Division Street to 126 feet west of Cowdy Street.

   NOTE: Parking is presently prohibited on Adelaide from Division to Cowdy Streets

   (See By-Law 9384)

6. That a by-law be presented to Council to amend By-law 24 (Traffic) to prohibit parking on the east side of Collingwood Street between 10-11 a.m. and 2-3 p.m., Monday to Friday inclusive, from King Street to Queen's Crescent.

NOTE: At present, two-hour parking is permitted from 8 a.m. to 5 p.m.

(See By-Law 9384)

7. That the following resolution, passed by the Corporation of the City of Kitchener at its Council meeting held on October 23rd, 1978, be endorsed:

"WHEREAS the use of trail bikes off the public highways within the City has created a problem relating to noise, safety and trespass for which existing legislation appears to be inadequate, Now therefore be it resolved:

That the Province of Ontario be urged to enact new legislation governing the use of motorized trail bikes and other such motorized recreational vehicles off public highways, similar to The Motorized Snow Vehicles Act, 1974 and in particular, establishing provincial standards relating to vehicle permits, operators' licences, insurance, identification of operators, safety, trespass and noise abatement and empowering a municipality to ban the operation of motorized trail bikes and other such vehicles within a specified area or areas in the municipality."

8. That the following resolution, passed by the Regional Council of the Municipality of Hamilton-Wentworth at its Council meeting held on October 17th, 1978, be endorsed:

"WHEREAS the Provincial Ministry of Transportation and Communications collect information on all motorized vehicles in the Province every year when vehicle licences are issued;

THEREFORE be it resolved that the Council of the Regional Municipality of Hamilton-Wentworth formally request the Minister of Transportation and Communications for the Province of Ontario to provide on an annual or other regular basis, data on:

a) Total vehicle registrations by municipality;

b) Vehicle registration by vehicle type by municipality;

c) Passenger vehicle ownership by household (i.e., number of one, two, three or more car families)."

9. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that the following be added to Section 10(b) (Bus Stops):

Union St. N/S at McArthur College	- From Main Entrance to McArthur College 60 feet westerly
Union St. S/S opposite McArthur College	- Opposite Main Entrance to McArthur College 80 feet
Sutherland Dr. W/S at easterly intersection with Conacher Dr.	- From Conacher Drive 80 feet northerly

And further, that the following bus stops be deleted:

Conacher Drive W/S at Sutherland Dr.	- 80 feet from Sutherland southerly (By-law 8990A-1977)
Union St. N/S at Gardiner	- From Gardiner easterly 80 feet (By-law 6537-1969)
Union St. S/S at Gardiner	- From Gardiner easterly 60 feet (By-law No. 6978-1971)
Union St. N/S at Sir John A. Macdonald Blvd.	- From 150 ft. west of Sir John A. Macdonald Blvd. westerly 80 feet (By-law No. 6537-1969)
Union St. S/S at Sir John A. Macdonald Blvd.	- From 150 feet west of Sir John A. Macdonald Blvd. westerly 80 ft. (By-law No. 6978-1971)

(See By-Law 9384)

Respectfully submitted,

CHAIRMAN.

REPORT NO. 120

November 24, 1978.

To the Mayor & Members of Council:

The Parks & Recreation Committee reports and recommends as follows:

1. That the following accounts be paid:

   a) Tom Roberts Engineering - $735.80

      For professional services rendered regarding addition to Cook Bros. Youth Centre.

   b) W. J. Allison Farm Equipment & Supplies Ltd. - $626.07

      Repairs to Parks Department's Front End Loader. Funds are available in the budget for the above.

2. That the Kingston Rowing Club lease with the City of Kingston for a section of waterfront property located on the lands known as Orchard Street Park be amended from a term of twelve years to a term of twenty years, this being the term required in order to qualify for Wintario funds.

   (This motion was carried unanimously at Parks & Recreation Committee Meeting No. 16 held on September 28, 1978.)

Respectfully submitted,

CHAIRMAN

REPORT NO. 121

November 16, 1978.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS at the present time there is no alcohol treatment referral centre in the City of Kingston and it is necessary for affected citizens to be sent to Serenity House in Belleville, Ontario to receive such treatment; and

WHEREAS citizens receiving welfare payments do not presently receive payments for the period during which they might be in attendance at the alcohol referral centre in Belleville, which period is usually of two to three weeks' duration; and

WHEREAS it is deemed desirable that some method be developed by which people in need of such referral service be able to attend without financial hardship;

THEREFORE BE IT RESOLVED that representatives of the City of Kingston be authorized to meet with representatives of the County of Hastings to discuss the feasibility of a mutual arrangement for welfare recipients who are referred to an alcohol treatment centre by either municipality, so that welfare recipients would not be caused financial hardship as a result of attending a treatment centre in another municipality.

Respectfully submitted,

CHAIRMAN

REPORT NO. 122

November 21, 1978.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the Kingston and District Association for the Mentally Retarded has applied to amend the zoning for 300 Rideau Street in order to permit a supervised group home for mentally retarded adults; and

WHEREAS this proposed change would conform with the recommendations of the Provincial Interministerial Working Group Report on Group Homes;

THEREFORE BE IT RESOLVED that Zoning By-Law No. 8499 be amended as follows:

a) By amending the approximately 0.04 hectare parcel of land located at the southwest corner of Rideau Street and Cataraqui Street, as shown on a copy of Zoning Map No. 17 attached hereto as Schedule 'A', from A (One and Two Family) Residential to A.162 (One and Two Family) Residential;

b) By adding as Section 162 the following:

"162. On the approximately 0.04 hectare parcel of land located at the southwest corner of Rideau Street and Cataraqui Street and designated A.162 on a copy of Zoning Map No. 17 attached to and forming part of By-Law No. 9385 as Schedule A:

(i) The permitted uses shall also include a Group Home operated by the Kingston and District Association for the Mentally Retarded,

(ii) For the purpose of this Section a Group Home shall be defined as a single housekeeping unit in a residential dwelling in which three to ten unrelated residents* live as a family under responsible supervision, consistent with the requirements of its residents. The home is licensed or approved under Provincial Statute in compliance with Municipal By-laws.

* "residents" excludes staff or receiving family";

AND BE IT FURTHER RESOLVED that approval of this By-Law shall be conditional upon the applicant agreeing to provide all necessary fire safety measures in a manner satisfactory to the Fire Chief.

(See By-Law 9385)

2. That Council does hereby certify that By-Law No. 9385 , 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 0.04 Hectare Parcel of Land Located at the Southwest Corner of Rideau and Cataraqui Streets from A (One and Two Family) Residential to A.162 (One and Two Family) Residential)', is in conformity with the Official Plan approved and in force in the City of Kingston.

3. WHEREAS Canada has adopted a policy of adopting the metric system of measurement; and

WHEREAS the Minister of Housing for the Province of Ontario has prescribed guidelines for the conversion of planning documents to the metric system of measurement; and

WHEREAS these guidelines require that Official Plans be converted by January 1, 1979;

THEREFORE BE IT RESOLVED that a by-law be passed to authorize submission to the Minister of Housing of Official Plan Amendment No. 99 to:

a) consolidate all previous Official Plan policies approved and in force without introducing any new or changed policies, and

b) convert this document to a metric system of measurement in accordance with the Minister's guidelines.

(See By-Law 9386)

4. WHEREAS By-Law No. 9064, 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 36.4 Acre Site Located East of Rideau Street and North of River Street from Industrial and Recreation, Parks and Open Space to Residential, Commercial and Recreation, Parks and Open Spaces)' was passed by Council on November 28, 1977; and

WHEREAS notification of the amending By-Law No. 9064 has been sent to affected property owners; and

WHEREAS objections to the By-Law have been received; and

WHEREAS these objections have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9064 passed on November 28, 1977, Clause 6(B) Report No. 78, as amended by Clause 1, Report No. 118, be reaffirmed.

5. WHEREAS the Parks & Recreation Department of the City of Kingston has submitted applications to the Cataraqui Region Conservation Authority for renewal of fill permits with respect to filling at the Cataraqui Park golf course, ski hill and waterfront park; and

WHEREAS these applications have been considered by Planning Board;

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be notified that Council endorses the application for fill permits made by the Parks & Recreation Department of the City of Kingston for filling at Cataraqui Park on the golf course, ski hill and waterfront park.

6. WHEREAS Council has approved the use of a Development Control Committee in order to expedite Development Control applications; and

WHEREAS the present system of dealing with Development Control applications is being slowed by the necessity for minor amendments to receive the approval of the Development Control Committee and/or the City of Kingston Planning Board; and

WHEREAS, in the opinion of the Planning Board a more efficient use of the time spent by the Development Control Committee and by the Planning Board in dealing with Development Control applications is deemed desirable;

THEREFORE BE IT RESOLVED that the City Solicitor be authorized to make minor amendments to existing Development Control Agreements on the condition that such action is recommended by the Development Control Committee.

(Note: The Development Control Committee already has the authority to make amendments; this clause is presented in order to provide authority for the agreements to be amended accordingly)

7. WHEREAS the City has listed numerous buildings throughout the municipality as being of architectural and historic significance; and

WHEREAS it is desirable to protect such buildings from unnecessary or inadvertent demolition by providing an opportunity for the consideration of applications for demolition of such buildings by the Local Architectural Advisory Committee;

THEREFORE BE IT RESOLVED as follows:

a) that a by-law be passed pursuant to Section 37a of The Planning Act, designating the City as an area of demolition control with respect to the properties listed on Appendix 'A' attached hereto;

b) that the Chief Building Official be directed to refer to the Local Architectural Conservation Advisory Committee for a recommendation any application for a demolition permit for a building listed on Appendix 'A';

7. (Cont'd)

c) that that part of Council's resolution of September 10, 1973, Report 93, Clause 5(3) insofar as it pertains to applications for permits for demolition be rescinded;

d) that Council's resolution of June 28, 1976 Report No. 72, Clause 4 be rescinded;

e) that By-Law No. 8818, 'A By-Law to Provide for Conditions for the Issuance of Demolition Permits' be amended to delete the following paragraph of Section 1:

"Pursuant to Section 38(7) of The Planning Act, R.S.O. 1970, Chapter 349, as amended, in order to permit the Local Architectural Conservation Advisory Committee an opportunity to recommend to the Planning Board designation of the building if the building is of architectural and historical significance, the Building Inspector may delay the issuance of a demolition permit for a period not exceeding thirty (30) days. This provision shall not apply to accessory buildings".

(See By-Laws 9387 & 9388)

8. WHEREAS on July 11, 1978, Planning Board, upon the recommendation of the Local Architectural Conservation Advisory Committee, recommended that 38-40-42 Clergy Street be designated as a building of historic or architectural value; and

WHEREAS a resolution approving the reasons for designation has been requested;

THEREFORE BE IT RESOLVED that 38-40-42 Clergy Street be designated as a building of historic and architectural significance for the following reasons:

"These three attached limestone houses were built in 1853 by Joseph Milner, son of the James Milner who had the masonry contract for City Hall. This is a well-proportioned, unadorned limestone terrace with three massive chimneys and shed-roofed double dormers for each of the three units. All original first floor openings are segmentally arched with radiating voussoirs which touch the string course. The second storey windows alternate in size, the larger ones above first storey windows, the narrower ones above the original entrances. This window pattern is repeated on the William Street facade where the second first floor bay was the original door to the third dwelling. The gable roof has eaves returns and the front slope of the roof has three shed-roof dormers, each with a pair of windows."

(See By-Law No. 9389)

9. That the following plans, submitted by W.W. Viner (in trust) for a 22 unit apartment building at 315 Regent Street:

Plan #1 - Elevation, Floor & Plot Plan - Scale: as shown — Dated September 26, 1978

Plan #2 - Elevations - Scale: 1/8"=1'0" Dated October, 1978

(Designer: Dominik, Polson, Thompson, Laframboise & Mallette)

be approved, subject to the owner entering into a Development Control agreement which shall include the following conditions:

a) *that the development shall be in accordance with the above listed plans;*

b) *that all parking areas and vehicular access routes shall be paved;*

c) *that water service be a minimum of 2"Ø at the owners cost with the size to be a minimum of 4"Ø if sprinklers are required;*

d) *that the electrical supply shall be from the overhead line on Regent Street at 4,160 volts to Public Utilities Commission standards;*

e) *that due to the fact that the subject property is served only by combined sewers, a storm drainage connection shall be at Council's discretion;*

f) *that interior layout as shown on the floor plans shall not be subject to the requirements of development control;*

g) *that a landscaping plan which shall be subject to City approval shall be implemented within one year of issuance of the building permit, such landscaping plan to include buffering on the west side of the parking area;*

h) *that in accordance with By-Law 8499, a masonry wall a minimum of 4½ feet high shall be constructed along the north boundary of the site where it abuts the adjacent single family dwelling with design details to be submitted for City approval;*

i) *in the case of a residential building or the residential part of a combined residential and non-residential building, a charge of $125.00 for each dwelling unit, the creation of which is authorized by the building permit, of which $125.00 shall be for sanitary sewers and $nil for storm sewers, shall be paid by the Owner.*

(Note: Because the above application involved a reduction in the number of parking spaces required under the Zoning By-Law, this approval was subject to the concurrence of the Committee of Adjustment. It has now been approved by the Committee, subject to a final date for appeal of December 1, 1978.)

10. WHEREAS, on October 23, 1978, Council gave development control approval to Canterbury Foods Limited to construct a restaurant on property owned by J.L. Edwards Motors Ltd., at the corner of Princess Street and Nelson Street; and

WHEREAS the approval was granted subject to the design of the following matters being submitted for City approval:

a) a masonry buffer wall

b) an enclosed garbage storage structure

c) exterior lighting

and

WHEREAS the above plans have been submitted and have been considered by the Development Control Committee;

THEREFORE BE IT RESOLVED that, as recommended by the Development Control Committee, the following plans be approved in satisfaction of the above conditions:

Plan #1 - Lighting Illustration - Not to Scale - Dated November 6, 1978

Plan #2 - Lighting Specifications - Not to Scale - Dated November 6, 1978

Plan #3 - Lighting Schematic - Scale: 1/8"=1'0" Dated November 6, 1978

Plan #4 - Wall Plan - Not to Scale - Dated October 26, 1978

Plan A2 - Lighting Section & Site Plan - Scale: 1" = 20' - Dated November 6, 1978

Plan A3 - First Floor (garbage) - Scale: 1/4"=1'0" Dated November 6, 1978

Plan A6 - Elevation (garbage) - Scale: 1/4"=1'0 Dated November 6, 1978.

11. WHEREAS, on November 28, 1977, Council gave development control approval to Murney Developments with respect to an extension to the existing Holiday Inn building on Princess Street at the waterfront; and

WHEREAS the owner has requested that the following amendments be made to the development control agreement:

a) Reduce number of rooms in the addition from 75 to 77;

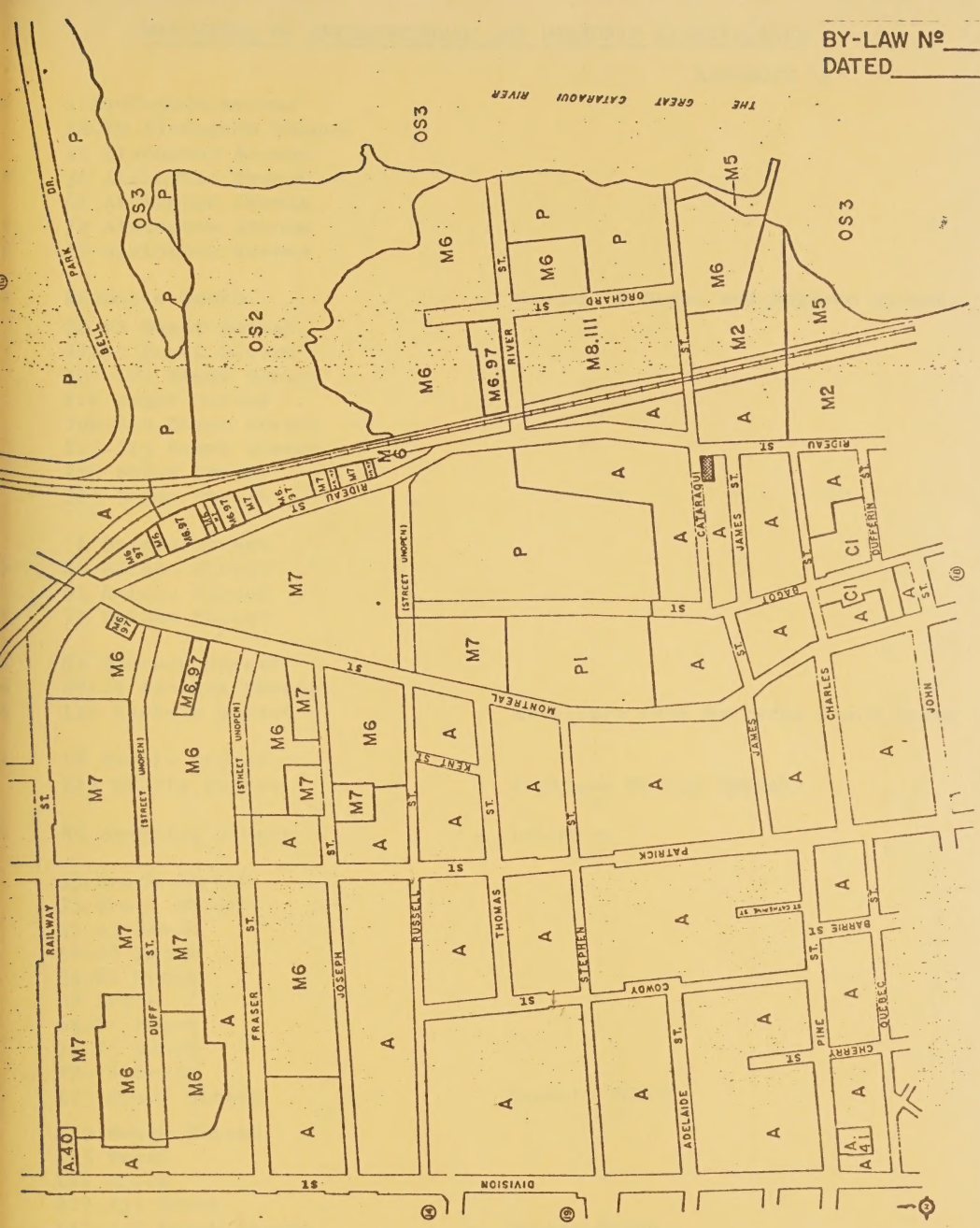
b) Relocate the pool and activity area from the 5th and 6th floor to the 1st and 2nd floor;

THEREFORE BE IT RESOLVED that, as recommended by the Development Control Committee, the development control agreement with Murney Developments with respect to an addition to the existing Holiday Inn be amended in accordance with the above-noted changes.

Respectfully submitted,

CHAIRMAN

BY-LAW Nº_____
DATED_____



MAP 17

LEGEND

LOCATION OF PROPOSED ZONE CHANGE

BY-LAW Nº 8499
JULY 28, 1975
REVISED_____

BUILDINGS OF ARCHITECTURAL AND HISTORIC SIGNIFICANCE

APPENDIX 'A'

* 2 Alwington Avenue		
18-20 Alwington Avenue		
46 Alwington Avenue		
* 56 Alwington Avenue		
61 Alwington Avenue		
* 74 Alwington Avenue		
* 77 Alwington Avenue		
* Bishop's House	-	Corner of Bagot and Johnson Streets
90-92 Bagot Street		
97-99 Bagot Street		
107-109 Bagot Street		
116 Bagot Street		
208-210 Bagot Street		
223-225 Bagot Street		
255 Bagot Street		
315 Bagot Street		
1 Baiden Street		
* 29 Baiden Street		
61 Baiden Street		
* 73 Baiden Street		
* 85 Barrack Street		
* 87-89 Barrack Street		
* 119 Barrack Street	-	Artillery Park Barracks Guard House
* 18 Barrie Street		
212 Barrie Street	-	Chalmers United Church
* 86 Beverley Street	-	Lakeview
33 Brock Street		
35 Brock Street		
37-43 Brock		
56-60 Brock		
55-61 Brock		
63 Brock		
65-71 Brock		
73-75 Brock		
77-79 Brock		
125 Brock Street	-	Queen's Hotel
153 Brock Street		
155 Brock		
161 Brock		
227-235 Brock		
247-249 Brock Street	-	Horsey Stone
251 Brock Street	-	Elizabeth Cottage
276 Brock Street		
1-3-5 Cassidy Street	-	Grand Trunk Railway Terrace
* 26 Centre Street	-	Elmhurst
* 35 Centre Street	-	Bellevue House
* 68 Centre Street		
* 102 Centre Street	-	Barberry Cottage
* 124 Centre Street	-	Otterburn
* St. George's Cathedral	-	King Street East at Johnson St.
* St. George's Church Hall	-	Wellington St. between Johnson and Clarence Streets
* Sexton's House	-	Wellington St. between Johnson and Clarence Streets
* Caretaker's Cottage	-	Clarence St. between Wellington and King Sts.
51 Church Street	-	St. John's Anglican Church
16 Churchill Street		

	34-40 Clarence Street	
	37 Clarence Street	
	41 Clarence Street	
	45-47 Clarence Street	
*	86 Clarence Street	- Old Post Office
	89 Clarence Street	
	93 Clarence Street	
	5 Clergy Street	- Sydenham Public School
*	38-42 Clergy Street	
	96-108 Clergy Street East	
*	130 Clergy Street	- St. Andrew's Presbyterian Church
*	St. Andrew's Manse	- Clergy & Queen Streets (southwest corner)
*	Frontenac County Court House	- Court Street
*	Gaoler's Residence	- Court Street, behind the Court House
*	Registry Office	- Court and West Streets
	179-181 Division Street	
*	21 Earl Street	
*	47 Earl Street	
*	49 Earl Street	
*	53-55 Earl Street	
*	63 Earl Street	
*	65 Earl Street	- LaSalle Cottage
	66-68 Earl Street	
*	67 Earl Street	
	83 Earl Street	
	98 Earl Street	
	100-102 Earl Street	
	108-110 Earl Street	
	114 Earl Street	
	118-122 Earl Street	
	132-134 Earl Street	
	148 Earl	
*	149-151 Earl Street	
	154 Earl	
*	155 Earl Street	- Kerr House
	158-162 Earl	
*	161 Earl Street	- Fraser House
*	169 Earl Street	- Machar House
	195-197 Earl Street	
	1-3 Emily Street	
	5 Emily	
*	51 Francis Street	
	76-78 Gore Street	
	89-91 Gore	
	92 Gore	
	107-109 Gore	
	115 Gore	
	116-118 Gore	
*	Hillcroft	- Hillcroft Drive off Union St.
*	141, 143 & 145 James Street	
	35 Johnson Street	
	90 Johnson Street	
	113 Johnson Street	
	121 Johnson St.	- Greek Orthodox Church
	150-152 Johnson Street	

BY-LAWS (Cont'd)

(14) A By-Law to Authorize the Construction of a 32' Wide Asphalt Pavement (With Width Over 28' to be Assumed by the City), with Concrete Curb, Gutter and Boulevard in Victoria Street from Third Avenue to Dorrance Street, Under the Provisions of Section 7 of the Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9396)
Clause 8, Report No. 123, 1978

(15) A By-Law to Authorize the Reconstruction of the 4.5' Wide Concrete Sidewalk on the South Side of Union Street from Pembroke Street to 170' West of Alwington Avenue Under the Provisions of Section 7 of the Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9397)
Clause 4, Report No. 123, 1978

(16) A By-Law to Establish the Office of the Chief Adminstrative Officer.

(FIRST & SECOND READINGS) (PROPOSED NO. 9398)
Committee-of-the-Whole, November 15, 1978

(17) A By-Law to Confirm the Proceedings of Council at Its Meeting Held November 27, 1978.

(THREE READINGS) (PROPOSED NO. 9399)
City Council Meeting No. 30, 1978

(18) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the East Side of Division Street from Railway Street Southerly 72.66 Feet Under the Provisions of Section 8 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 9331)
Clause 6, Report No. 92, 1978

(19) A By-Law to Authorize the Reconstruction and Widening of the Pavement on Queen Street from Bagot to Barrie Streets (General Rate).

(THIRD READING) (PROPOSED NO. 9335A)
Clause 10, Report No. 92, 1978

(20) A By-Law to Authorize the Construction of a Storm Sewer in Queen Street from Bagot to Barrie Streets Including a Storm Sewer Outlet in Sydenham Street from Queen Street to the Existing Sewer in Princess Street (General Rate).

(THIRD READING) (PROPOSED NO. 9335B)
Clause 10, Report No. 92, 1978

(21) A By-Law to Authorize the Construction of Storm Sewers in Palace Road from Wright Crescent Southerly 170 Feet and from Wright Crescent Northerly 28 Feet; and in Wright Crescent from Palace Road Westerly 421 Feet Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9340)
Clause 2, Report No. 97, 1978

BY-LAWS (Cont'd)

(22) A By-Law to Authorize the Widening of the North Side of Bath Road, Including Acceleration and Deceleration Lanes and Entrance Improvements from W.P.L. to E.P.L. of Lot Part 1 and Pt. Gilmour Street, Registered Plan 525, Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9371)
Clause 1, Report No. 112A, 1978

(23) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1, 2 and 8, Report No. 113)

(THIRD READING) (PROPOSED NO. 9372)
Clauses 1, 2 and 8, Report No. 113, 1978

(24) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreation Facilities of The Corporation"

(THIRD READING) (PROPOSED NO. 9375)
Clause 2, Report No. 117, 1978

* * *

MOTIONS

Ald. French has requested that he move the Motion for Adjournment as this will be his last Council Meeting.

160-162 Johnson Street
166-168 Johnson
178-180 Johnson
186 Johnson
194 Johnson
211 Johnson - First Baptist Church
218 Johnson
222 Johnson
228-230 Johnson
231-235 Johnson
237-241 Johnson
260 Johnson Street
* 272-286 Johnson Street - Wesley Terrace

St. Mary's Cathedral - 279 Johnson Street
St. James Chapel
Bishop's Palace

290-292 Johnson Street

* 9 Kennedy Street
37 Kennedy Street
42 Kennedy
46 Kennedy
51 Kennedy
55 Kennedy Street

* Rockwood House - Kingston Psychiatric Hospital Grounds
* Leahurst
* South Cottage
* Gazebo
Rockwood Asylum
Beechgrove

* 191 King Street East - Cartwright House
* 218 King Street East
* 220-222 King Street East
* 221 King Street East
* 223 King Street East
* 224-226 King Street East
* 225 King Street East - Frontenac Club
* 232 King Street East
* 240 King Street East
* 243 King Street East - Empire Life Insurance Company
* 264 King Street East - Gildersleeve House
* 294 King Street East - Customs House
300 King Street East - Ontario Bank
306-310 King Street East - The Whig-Standard
318-322 King Street East
324-326 King Street East
328 King Street East - Canadian Imperial Bk. of Commerce
340-342 King Street East
346-352 King Street East
354-356 King Street East
358 King Street East
390 King Street East

Band Stand in Macdonald Park - King Street East
Richardson Bath House - King Street East
31 King Street East
45 King Street East
49 King Street East
53 King Street East
81 King Street East
85 King Street East
95 King Street East
123-125 King Street East

130 King Street East
132-138 King Street East
131-133 King Street East
141 King Street East
156 King Street East
157 King Street East
161 King Street East
165-167 King Street East
169 King Street East
194 King Street East
198 King Street East
202 King Street East
203 King Street East
204 King Street East
208 King Street East
212-214 King Street East
244 King Street East
250-252 King Street East
254-256 King Street East
258 King Street East
* 311-317 King Street West - Hales Cottages
* 440 King Street West - St. Helen's
525 King Street West

Kingston Penitentiary
555 King Street West - Warden's Residence
623 King Street West - Portsmouth Town Hall
640 King Street West
643 King Street West
658 King Street West
662 King Street West
661-665 King Street West and 1 Church Street
670 King Street West - Portsmouth Orange Hall
678 King Street West
684-688 King Street West
711 King Street West
* 716 King Street West - Holiness Church
* 738 King Street West
* Church of the Good Thief - King Street West
* Presbytery - 743 King Street West
769 King Street West
* Newcourt - St. Lawrence College Grounds

101-103 Logan Street
107 Logan Street

30-32-34-36 Lower Union Street
38-40-42 Lower Union
69 Lower Union
75 Lower Union
81 Lower Union
115 Lower Union

* 66 Main Street

13 Maitland Street
16 Maitland

16-20 Market Street
* 610 Montreal Street - Depot School Day Care Centre

71-75 Mowat Avenue
76 Mowat
87-89 Mowat
93 Mowat
101 Mowat
* 162 Mowat
* 176 Mowat - Rectory
* 225 Mowat - Hazeldell
266 Mowat

	106-108 Ontario & 12 Earl Street	
*	128-132 Ontario Street	
*	Nicholson Meat Market	- Corner of Ontario and William Street
	172 Ontario Street	
	174 Ontario	
	178-186 Ontario	- Frontenac Hotel
	192-194 Ontario	
*	193-195 Ontario	- Royal Canadian Horse Artillery Club
	11 Ontario Street	- Steam Museum
	35 Ontario	- Kingston Marine Museum
	167 Ontario	
	196 Ontario	
*	200 Ontario Street	- Prince George Hotel
	209 Ontario	- Chamber of Commerce
*	216 Ontario	- City Hall
	251 Ontario	- Fire Hall Restaurant
	253 Ontario	
	263 Ontario	
*	6-10 Princess Street	
	27 Princess Street	- Commercial Mart (S & R Department S
	44 Princess	
	68 Princess	
*	70-72 Princess Street	- Rochleau House
	75-77 Princess	
	81-83 Princess	
	85 Princess	
	101 Princess	
	105-109 Princess	
	111 Princess	
	113-117 Princess	
	119-121 Princess	
	123-129 Princess	
	131-139 Princess	
*	136 Princess	- Southeast corner of Princess & Bagot
	155-159 Princess	
	156 Princess	
	165-167 Princess	
	201 Princess	
	219 Princess	
	252-256 Princess	
	262 Princess	
	312-314 Princess	
	316-318 Princess	
	320-322 Princess	
	324-332 Princess	
	334-336 Princess	
	338-344 Princess	
	19-23 Queen Street	
	79-81 Queen	
	85 Queen	
	87-89 Queen	
	91 Queen	
	93-97 Queen	
	102-104 Queen	
	108-110 Queen	
*	St. Paul's Anglican Church	- Queen Street at Montreal St.
	161 Queen	
	179 Queen	
*	196 Queen	- Corbett's House
*	198-202 Queen	- Crimea Terrace
	213-219 Queen	

	Queen Street United Church	- Northeast corner of Queen & Clergy S
	235-237 Queen	
	269-271 Queen	
	285 Queen	
	286-288 Queen	
	321 Queen	
	331-333 Queen	
	25 Richard Street	
	34 Richard Street	
*	1 Rideau Street	
*	110-112 Rideau Street	
*	2-8 Rideau Terrace	- Rideau Terrace
	28-40 Simcoe Street	
	Prison For Women	- 40 Sir John A. Macdonald Blvd.
	57 Sir John A. Macdonald Blvd.	
	65 Sir John A. Macdonald Blvd.	
*	The Water Tower	- Sir John A. Macdonald Blvd.
*	Penitentiary Farm House	- Sir John A. Macdonald Blvd.
*	14 Sydenham Street	- McIntosh Castle
*	24 Sydenham Street	- Hochelaga Apartments
*	30-36 Sydenham Street	- Clyde Terrace
*	46 Sydenham Street	- Rosemount Apartments
	73 Sydenham Street	
	Sydenham Street United Church	- 82 Sydenham Street
	85 Sydenham Street	
	86-88 Sydenham Street	
	92-94 Sydenham Street	
	Hotel Dieu Hospital	- Sydenham Street - old centre sectio
*	Sunnyside	- Northeast corner of Union and Macdonnell Streets
*	Roselawn	- Union Street West at College St.
*	Coach House	- 443 Union Street
*	Gardener's Building	- 443 Union Street
*	579 Union Street	
	617 Union Street	
	12 Wellington Street	
	25-27 Wellington Street	
	32-34-36-38 Wellington St.	
	47 Wellington	
	50-52 Wellington	
	96 Wellington	
	102-104 Wellington	
*	103 Wellington	
	118-120 Wellington Street	
	Masonic Temple	- 126 Wellington Street
*	149-151; 155-159 Wellington & 82-86 and 90-94 Brock Streets	- Commercial Buildings
	Montreal Trust Company	- 165 Wellington Street
*	Victoria and Grey Trust Company	- 168 Wellington Street
	169-171 Wellington Street	
	186 Wellington	
	197-201 Wellington	
	203-205 Wellington	
	207 Wellington	
*	308 Wellington Street	- Wellington Street Brewery

23-25 West Street
55 West Street
57-59-61-63 West Street
65 West Street

* 20 William Street
53-55 William
56-58-60 William
63 William
93 William
112 William
129 William
185 William
200-202 William
203-205 William
207 William Street

61 Yonge Street
66 Yonge Street
74-76 Yonge Street
84 Yonge
90 Yonge
97-101 Yonge
102-114 Yonge
140-142 Yonge Street

November 20, 1978

Report No. 123

November 20, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That since a sufficiently signed petition has been received a by-law be passed to authorize the reconstruction of the pavement, 32' wide, (width over 28' assumed by the City), in Montreal St from Russell St to 154' south of Rideau St under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$102,000.00
Owners' share	9,183.95
City's share	46,408.03
Anticipated MTC subsidy	46,408.02
Debenture amount	55,591.98

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Roads.

(See By-Law No. 9390)

2. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of concrete curb and gutter and boulevard on the east side of Montreal St from Russell St to 154' south of Rideau St under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$13,500.00
Owners' share	2,533.72
City's share	5,483.14
Anticipated MTC subsidy	5,483.14
Debenture amount	8,016.86

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Roads.

(See By-Law No. 9391)

3. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of a 4.5' wide concrete sidewalk on the north side of Union St from College St to Sir John A. Macdonald Boulevard under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$11,000.00
Owners' share	1,408.81
City's share	9,591.19
Debenture amount	11,000.00

...../2

It is anticipated that $3,362.12, included in the City's share, will be recovered from the Federal Government.

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction.

(See By-Law No. 9392)

4. That since a sufficiently signed petition has been received a by-law be passed to authorize the reconstruction of the 4.5' wide concrete sidewalk on the south side of Union St from Pembroke St to 170' west of Alwington Ave under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$6,420.00
Owners' share	2,067.07
City's share	2,176.47
Anticipated MTC subsidy	2,176.46
Debenture amount	4,243.54

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction.

(See By-Law No. 9397)

5. That since a sufficiently signed petition has been received a by-law be passed to authorize the reconstruction of the pavement, 32' wide (width over 28' assumed by the City), in Union St from Pembroke St westerly 633' including grade improvement from Pembroke St to College St as part of City's share, under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$83,600.00
Owners' share	1,949.75
City's share	41,870.82
Anticipated MTC subsidy	39,779.43
Debenture amount	43,820.57

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction.

(See By-Law No. 9393)

6. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of concrete curb and gutter, and boulevard on the north side of Union St from College St westerly 765' under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$6,500.00
Owners' share	487.91
City's share	3,394.72
Anticipated MTC subsidy	2,617.37
Debenture amount	3,882.63

...../3

It is anticipated that $777.35, included in the City's share, will be recovered from the Federal Government.

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction - Lower Union St.

(See By-Law No. 9394)

7. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of a storm sewer in Victoria St from Third Ave to Dorrance St under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$20,300.00
Owners' share	1,365.00
City's share	9,467.50
Anticipated MTC subsidy	9,467.50
Debenture amount	10,832.50

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction.

(See By-Law No. 9395)

8. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of a 32' wide asphalt pavement (width over 28' assumed by the City), with concrete curb and gutter, and boulevard in Victoria St from Third Ave to Dorrance St under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$29,900.00
Owners' share	3,073.39
City's share	13,413.31
Anticipated MTC subsidy	13,413.30
Debenture amount	16,486.70

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction.

(See By-Law No. 9396)

9. That, as concurred in by the Transportation Committee, approximately 27 acres of the Clyde Farm be acquired for subsidizable road purposes.

<u>Note</u> The adoption of this resolution will keep the City's options open to apply for subsidy in the future on land costs for road allowances.

10. That, as concurred in by the Transportation Committee, application be made to the Ministry of Transportation and Communications for supplementary road subsidy for acquisition of 27 acres of land in the Clyde Farm for main thoroughfares

...../4

on the Clyde Farm property.

Total estimated cost of acquisition	$173,400.
50% MTC subsidy	86,700.

11. That notwithstanding the provisions of By-law No.14 - A By-law Relating to Sewers and Drains - A.W. Consultants Ltd be permitted to connect the storm drainage from the property at the south-west corner of Princess St and Frontenac St to the combined sewer in Princess St., as shown on Drawing A-1 prepared by Dominik, Polson, Thompson, LaFromboise and Mallette, Architects and Engineers, subject to the following conditions -

(a) The Owner to install a manhole on the storm connection within the road allowance incorporating an adjustable restrictive device to be operated by the City in order to control the rate of flow of storm water into the combined sewer.

(b) At the manhole the invert of the storm lateral is to be at an elevation satisfactory to the Commissioner of Works.

12. That the tender of J. & J. Towing Service, 388 Patrick St., to undertake and provide certain general maintenance services of an ancillary nature, as set out in the Invitation to Tender, on the basis of $5.00 per call, be accepted being the lowest tender received with the contract to take effect from December 1, 1978 for a period of one year.

Respectfully submitted,

Chairman

REPORT NO. 124

November 22, 1978.

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That the Council of the Corporation of the City of Kingston approves the two events, as follows, being presented by The Canadian & United Kingdom Club at the Steelworkers' Hall as a Community Festival, being of community benefit:

   Event 1
   February 17, 1979 - British Fish & Chip Night (traditional food, dancing and entertainment).

   Event 2
   April 21, 1979 - Toronto Night (in collaboration with the Canadian Amateur Ballroom Dancers Association, Toronto, a 7 couple demonstration of a Team Match in the Modern Waltz, Quickstep and Latin American categories.).

   (Note: The Club has been in operation for 10 years. The Club is a member of the Folk Arts Council and puts on volunteer entertainment for senior citizens and will be providing entertainment during the Winter Games.

   Endorsation of Council is requested in order to obtain a Liquor Licence.)

2. WHEREAS pursuant to Section 24 (1) of The Conservation Authorities Act, the Cataraqui Regional Conservation Authority has notified the City that it has determined the proportion of the benefit of the Updating of Flood Plain Mapping Main Branch, Little Cataraqui Creek Project W-78/PE-8 will be 100 per cent;

   THEREFORE BE IT RESOLVED that the City of Kingston assume the Cataraqui Region Conservation Authority's share of 39 per cent of $1,500, i.e. $585.00.

   (Note: There are sufficient funds in the 1978 budget for this purpose. Balance of funds are paid to the Authority by the Government of Ontario.)

3. That the following resolution, received from the City of Kitchener, be not endorsed:

   "WHEREAS strikes by public service employees are becoming common.

   AND WHEREAS such strikes inflict great harm and hardship upon the public and the economy in general.

   AND WHEREAS it is essential that some means be found to fairly settle the wages and working conditions of employees in the Public sector without permitting strikes or work stoppages.

   NOW THEREFORE BE IT RESOLVED that the Prime Minister of Canada and the Premier of Ontario and their respective Governments be urgently requested to immediately pass legislation to prohibit all strikes and work stoppages by any worker or group of workers employed by any government or government agency in any part of Canada.

3. (Cont'd)

Such legislation should provide for alternative methods of fairly settling wages and benefits of such employees, such as by arbitration or through the establishment of special Labour Courts to deal exclusively with these matters.

Such legislation should also establish a binding guideline to be used by arbitrators or Labour Courts, namely that no increase in wages or benefits may be granted which would allow the resultant wages and benefits to exceed in total the average wage and benefit package currently earned by employees in the private sector of the community concerned who perform similar or comparable work.".

4. That, as recommended by the Kingston Public Library Board, the account of J. Sousa Contractor Limited, covering alterations to the concrete curb at the entrance to the underground parking lot in the amount of $375.00 be approved for payment.

(Note: This amount is covered in the Extra Furniture and Equipment budget, Sheet E1, Item 2.)

5. That the account of William E. Webster, M.A.I., A.A.C.I., for professional services and travelling in connection with the Land Compensation Board Hearing with regard to the expropriation of property from Basil Keane and Claire Keane in the amount of $2,359.16 be approved for payment.

(Note: There are sufficient funds in the Olympics Land Acquisition Account for this purpose).

6. That, as recommended by the Community Services Committee, the following budget transfer be approved:

	Increase	Decrease
LEGISLATION		
Account No. 3852		
Workmens' Compensation	$20,000.	-
FINANCE-CONTINGENCIES	-	$20,000.

(Note: Payment resulting from accidents of two employees has amounted to over $14,000. Appropriate Department Heads have been asked for a report of accidents in 1978 which affected 43 employees, totalling more than $36,000. as at October 31, 1978.)

7. That, as recommended by the Police Commission, the amount of $4,000. from the Police Department Budget - "Provision for Overtime" be placed in Reserve.

.....

7. (Cont'd)

(Note: Owing to the contract change, only 11 months were paid in the year 1978, but the funds were budgetted for.)

8. That, as recommended by the Kingston Public Library Board, the following accounts be authorized for payment:

1.	Will-Mac Paving	$ 60.00
2.	R.E. Harding Limited	65.00
3.	Jet Signs	102.50

(Note: This amount is covered on the Extra Contractural Items Sheet E1, Item 2, and Sheet E1, Item 7.

The account for Jet Signs in the amount of $102.50 to be covered by utilizing funds left over after the payment of the first two accounts.)

9. WHEREAS in 1974 the property at 60 York Street was sold by the City without including the right-of-way which should have been included in the Deed;

NOW THEREFORE BE IT RESOLVED that, as recommended by the City Solicitor, in order to correct the defect on Title, a Quit Claim Deed for Lot 6, Registered Plan D15, together with a right-of-way, to and from Raglan Road, over the land along the westerly side of the lot, be granted to John Cowan and Denise Francis Cowan.

10. WHEREAS the original allowance for a portion of Portsmouth Avenue lying north of Johnson Street was closed in 1954;

AND WHEREAS the description in a deed for a portion of the closed road allowance was incorrect and Title of the closed portion, which lies within the boundaries of the proposed Watts Place Subdivision, remains in the name of the City of Kingston;

THAT, as recommended by the City Solicitor, the execution of a deed, in fee simple, to Bertan Investments Limited for a portion of the original allowance for Portsmouth Avenue closed by By-Law No. 1274, as amended by By-Law No. 1313, for the sum of $1.00 is hereby authorized.

(Note: Plan showing limits of closed road allowance will be available at the meeting.)

11. That, as recommended by the City Solicitor, in order to clarify boundary lines of property that the City previously owned (in the 1880's) and to assist in determining the title of properties in the O.H.I.P. site north of Place d'Armes, the execution of a quit claim deed to Her Majesty the Queen, in right of the Province of Ontario, as represented by the Minister of Government Services, for parts of Lots 11, 12, 20, 28, 29 and 30, Registered

11. (Cont'd)

Plan D-19, City of Kingston, designated as Parts 5, 6, 8, 14 and 15 on Plan of Reference 13R-3005 for the sum of $1.00 is hereby authorized and approved.

12. WHEREAS notification was received that the Cataraqui Region Conservation Authority has made provision in their 1978 budget for acquisition of some of the properties in the Auld Subdivision and also a portion of the former Beaufort Property north of the Bath Road and East of the Little Cataraqui Creek;

AND WHEREAS the City was requested to make a formal request to the Cataraqui Region Conservation Authority that the Authority purchase certain properties acquired by the City:

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be requested to purchase the following properties in the following order of preference:

FIRST) Auld Street Subdivision
1137 King Street
1193 King Street
1133 King Street

SECOND) John L. Smith Property
North of Pine Woods
East of Little Cataraqui Creek
33 acres of wet land
42 acres of wet land

THIRD) Former Beaufort Property
North of Bath Road
East of Little Cataraqui Creek
15 acres of hard land
10 acres of wet land.

(Note: Priority No. 2 - it is requested that the Authority commence negotiations with the owner of this property for its acquisition).

13. That the sale of the City owned land lying east of C.P.R. right-of-way and south west of the west end of Hickson Avenue, being part of Farm Lot 4, in the Concession West of the Great Cataraqui River, (1.4 acres ±) to Westburne Central Supply Limited (Palmer Plumbing) for the sum of $15,000.00 is hereby authorized.

14. That, as recommended by the Clerk-Comptroller, in recognition of the higher level of responsibility assumed in a most capable manner in performing duties of a Deputy City Clerk during the absence of the Clerk-Comptroller on sick leave and the involvement of the Deputy City Clerk with the Election, the payment of a special acting allowance of $1,223.50 to Mrs. Marion Houghton, Clerk V, is hereby authorized.

15. WHEREAS Section 25 of the Police Act provides that a Board of Commissioners of Police may recommend to a municipal Council a payment to the widow of a police officer who has been killed during the discharge of his duties;

AND WHEREAS Constable John Lau was killed while on duty on July 28, 1978 when his patrol car was rammed by a stolen vehicle;

AND WHEREAS the Police Commission of the City of Kingston has recommended to the Council that a lump sum payment of $15,000. be authorized for payment to the Estate of John Lau;

THEREFORE BE IT RESOLVED that authorization is hereby given to the payment of $15,000. to the Estate of John Lau subject to receipt of a full and final release in a form satisfactory to the City Solicitor that there will be no further claims made on the City of Kingston.

- and -

That the sum of $15,000. be transferred from "Finance - Contingencies" to "Police - Terminal Benefits" (Account No. 3908).

16. That, as recommended by the Clerk-Comptroller and the City Treasurer, effective from January 1, 1978, Mr. K. Ready, Director of Personnel be reclassified from salary group No. 18-14 ($21,416. - $26,133.) to Salary Group No. 19-15 ($22,472. - $27,476.) and be paid the maximum salary for this group.

17. That, as recommended by the Public Works Committee, effective December 1, 1978, and subject to review in 6 months:

(A) the re-organization of the administration of the operations of the City Yard under one "General Works Superintendent" and with two "General Foremen", one in charge of the streets section (instead of one Assistant Superintendent) and further with revised assignments during the winter control period, all as shown on organizational chart, be approved; and

(B) the following position classifications be deleted:

Classification	Salary Group No.
(1) Superintendent - Maintenance & Waste Disposal	16-12
(2) Superintendent - Sanitation	16-12
(3) Assistant Superintendent - Board of Works	14-10
(4) Foreman - Utility	12-8

(C) the following position classifications be established and the positions be posted:

Classification	Salary Group No.	Salary Range
(1) General Works Superintendent	18-14	$21,416. to $26,133.
(2) General Foreman (Streets)	14-10	$17,360. to $20,782.
(3) General Foreman (Utilities)	14-10	$17,360. to $20,782.

- and -

17. (Cont'd)

(D) the following position classifications be renamed as indicated:

	Present	Revised Name
(1)	Foreman - Sewage	Foreman - Water Pollution Control Plant (W.P.C.P.)
(2)	Foreman - Pumping Station	Foreman - Pumping Stations
(3)	Foreman - Permanent Pavement and Winter Control - Roads	Foreman - Paved Roads
(4)	Foreman - Garbage	Foreman - Solid Wastes
(5)	Foreman - Shifts	Foreman - Nights

18. That the City of Kingston renew its membership in the Bureau of Municipal Research for 1979 in the amount of $375.00, which includes an additional $25.00 contribution to the Bureau to assist in continuing its research based promotion of good government.

19. That the following rental structure be approved for the lease of City owned lots at the Sewage Treatment Plant site in the Township of Pittsburgh, it being noted that this policy will apply to new leases executed when the terms of the present leases expire and that new leases will all be for terms of ten years at the 1978 base rate which is to be adjusted annually by the increase or decrease in the consumer price index as of December 1st:

Lot No.	Frontage in Feet	1978 - 10 Year Base Lease Rate per annum
1	120	$1,047.
2	80	700.
3	85	745.
4	80	700.
5	140	1,225.
6	125	1,092.
7	100	875.
8 & Pt. 9	125	1,095.

(Note: a) Rate per foot frontage set at 3.76% of 1978 Appraised Valuation.
b) Of the current leases - 3 terminate in 1980,
2 in 1985, and
3 in 1986.)

20. That the City of Kingston participate as a co-host of CORK '79.

(Note: Other hosts will be the Kingston Yacht Club and the Canadian Yachting Association.)

Respectfully Submitted,

CHAIRMAN

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 16 be given their First & Second Readings.

(B) That Rule No. 35 of By-Law 1 be suspended for the Purpose of Giving By-Law No.17 its Third Reading.

(C) That By-Laws 17 to 24 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 2, Report No. 119)

(FIRST & SECOND READINGS) (PROPOSED NO. 9383)
Clause 2, Report No. 119, 1978

(2) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clauses 2, 3, 4, 5, 6 and 9, Report No. 119)

(FIRST & SECOND READINGS) (PROPOSED NO. 9384)
Clauses 2, 3, 4, 5, 6 & 9, Report No. 119, 1978

(3) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.04 Hectare Parcel of Land Located at the Southwest Corner of Rideau and Cataraqui Streets from A (One and Two Family) Residential to A.162 (One and Two Family) Residential).

(FIRST & SECOND READINGS) (PROPOSED NO. 9385)
Clause 1, Report No. 122, 1978

(4) A By-Law to Amend the Official Plan of the Kingston Planning Area (Amendment No. 99: Consolidate all Previous Offical Plan Policies and Convert Official Plan Document to a Metric System of Measurement).

(FIRST & SECOND READINGS) (PROPOSED NO. 9386)
Clause 3, Report No. 122, 1978

(5) A By-Law to Designate the City of Kingston as an Area of Demolition Control.

(FIRST & SECOND READINGS) (PROPOSED NO. 9387)
Clause 7, Report No. 122, 1978

(6) A By-Law to Amend By-Law No. 8818, "A By-Law to Provide for Conditions for the Issuance of Demolition Permits". (Revise Section 1)

(FIRST & SECOND READINGS) (PROPOSED NO. 9388)
Clause 7, Report No. 122, 1978

BY-LAWS (Cont'd)

(7) A By-Law to Designate the Property Known Municipally as 38-40-42 Clergy Street as being of Historical and Architectural Value or Interest.

(FIRST & SECOND READINGS) (PROPOSED NO. 9389)
Clause 5, Report No. 77, 1978, and
Clause 8, Report No. 122, 1978

(8) A By-Law to Authorize the Reconstruction of a 32' Wide Asphalt Pavement, (with Width over 28' to be assumed by the City) in Montreal Street from Russell Street to 154' South of Rideau Street Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9390)
Clause 1, Report No. 123, 1978

(9) A By-Law to Authorize the Construction of Concrete Curb, Gutter and Boulevard on the East Side of Montreal Street From Russell Street to 154 Feet South of Rideau Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9391)
Clause 2, Report No. 123, 1978

(10) A By-Law to Authorize the Construction of a 4.5' Wide Concrete Sidewalk on the North Side of Union Street from College Street to Sir John A. Macdonald Boulevard, Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9392)
Clause 3, Report No. 123, 1978

(11) A By-Law to Authorize the Reconstruction of a 32' Wide Asphalt Pavement (With Width over 28' to be Assumed by the City), in Union Street from Pembroke Street Westerly 633', Including Grade Improvements from Pembroke Street to College Street as Part of the City's Share, Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9393)
Clause 5, Report No. 123, 1978

(12) A By-Law to Authorize the Construction of a Concrete Curb, Gutter and Boulevard on the North Side of Union Street from College Street Westerly 765 Feet Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9394)
Clause 6, Report No. 123, 1978

(13) A By-Law to Authorize the Construction of a Storm Sewer in Victoria Street from Third Avenue to Dorrance Street, Under the Provisions of Section 7 of The Local Improvment Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9395)
Clause 7, Report No. 123, 1978

Local Govt.

DEC 0 4 1978

CITY COUNCIL MEETING NO. 30

The Regular Meeting of City Council was held on Monday, November 27, 1978, in the Council Chamber, City Hall at 8:10 p.m.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

PRESENTATIONS

COFFEE AND REFRESHMENTS WERE SERVED AT 7:30 p.m.

GOLDEN GAELS FOOTBALL TEAM

A presentation was made to the members, trainers and coaching staff of the Golden Gaels Football Team, winners of the College Bowl Championship.

LONG SERVICE MEDALS/BARS - FIRE DEPARTMENT

Firefighter Ken Hackett - 25 year Service Bar
Firefighter Ken Jackson - 25 year Service Bar

Firefighter R. Kearns - 20 year Service Medal
Firefighter J. Kidd - 20 year Service Medal
Firefighter G. Watson - 20 year Service Medal
Firefighter R. Brick - 20 year Service Medal (not present)
Captain G. Bruce - 20 year Service Medal
Inspector D. Corrigan - 20 year Service Medal

PRESENTATION OF COUNCIL CHAIRS

Mr. G. Allmark - Alderman representing Ontario Ward, 1975 - 1978
Mr. B. Breen - Alderman representing Frontenac Ward, 1975 - 1978
Mr. T.D. French - Alderman representing Sydenham Ward, 1975 - 1978
Mrs. J. Mackenzie - Alderman representing Rideau Ward, 1975 - 1978.

TABLING OF DOCUMENTS

(1) Council Meeting Attendance Record of Ald. G. Timmins prepared by the Clerk-Comptroller's Office and copy of List of Attendance of Members of Council prepared by the Association of Women Electors. (Tabled by Ald. Timmins).

(2) Council consented to the tabling of a communication received from Mr. Paul Guindone.

Ald. Allmark withdrew at 8:40 p.m.

MINUTES

Moved by Ald. Breen,
Seconded by Ald. Mackenzie,

That the Minutes of City Council Meeting No. 28 held Monday, November 6, 1978, and City Council Meeting No. 29, held Wednesday, November 15, 1978, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications Nos. 751 and 752.

Filed

(719) From the Ministry of Intergovernmental Affairs, copy of "Background" Nos. 78/42 and 78/43, dated October 20 & 27, 1978.

(Copies have been distributed to Members of Council).

(720) Notice of a Decision of the Ontario Municipal Board notifying that an appeal by The City of Kingston Planning Board from a decision of the Committee of Adjustment of the City of Kingston has been allowed. The decision, granting an application for a variance from the provisions of By-Law 8499, as amended, for permission to construct an addition onto the rear of an existing non-conforming engine repair shop at 50 Rideau Street and to increase the building lot coverage from 10% to 17% was set aside and the application for variance was DISMISSED.

(721) Copy of Report of the results of the Municipal Election held on Monday, November 13, 1978.
(See Schedule I of these Minutes)
(Copies have been distributed to all members of Council).

(722) From the Minister of Housing approving the City's application for a Provincial contribution of $643,137.81 towards the implementation of a Neighbourhood Improvement Plan for the area known as "St. Lawrence/Cataraqui" Neighbourhood Improvement Area. This approval will enable Central Mortgage and Housing Corporation to process the City's application regarding Federal financial participation.

(723) From the Minister of Housing granting approval of By-Law No. 9348, "A By-Law to Amend the Redevelopment Plan for the St. Lawrence/Cataraqui Area.

(724) Financial Statement for the Limestone Golden Years Club for the Year ended October, 1978.

(725) From Flora MacDonald, M.P. acknowledging receipt of the City's endorsement of the resolution regarding vandalism and notifying that the resolution is one with which she agrees and that it has her wholehearted support.

(726) From the Ministry of Consumer and Commercial Relations acknowledging receipt of Consumer Outreach '78 Project Questionnaire and enclosing information on the Consumer Information Centre, 555 Yonge Street, Toronto M7A 2N6 (416) 963-1111.

(727) Copy of Great Lakes "Focus" from the International Joint Commission, Windsor, Ontario, dated October, 1978.

(728) From the Ministry of Treasury and Economics, copy of their publication entitled "Ontario Finances" dated September 30, 1978. This is a second-quarter update on the performance of the 1978 Ontario Budget, it provides a revised outlook for the remainder of 1978-79, and also a comparison of the first six months' performance this fiscal year with the same period in 1977-78.

(729) Copy of the "A.M.O. News" from the Association of Municipalities of Ontario for the period September/October, 1978.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(730) Statement of Revenue and Expenditures for the month of September, 1978, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1978 Budget Estimates	1978 to date	Month of Sept. 1978	1977 to date
Total Deficit:	$624,790	$524,371	$28,896	$599,893
(-) Debentures:	27,690	20,768	2,308	27,150
Net Operating Deficit	$597,100	$503,603	$26,588	$572,743

Which Had Been Referred to the Finance & Accounts Committee

(731) From the City of Kitchener requesting Council's endorsation of their resolution that the Prime Minister of Canada and the Premier of Ontario and their respective Governments be urgently requested to immediately pass legislation to prohibit all strikes and work stoppages by any worker or group of workers employed by any government or government agency in any part of Canada.

Which Had Been Referred to the Transportation Committee

(732) From the City of Kitchener, requesting Council's endorsation of their resolution that the Province of Ontario be urged to enact new legislation governing the use of motorized trail bikes and other such motorized recreational vehicles off public highways, similar to The Motorized Snow Vehicles Act, 1974.

(733) From Transport Canada, copy of the Feasibility Study of the Mobility Club Concept in Rural and Small Urban Areas, (Transportation for the Disadvantaged).

(734) Copy of a working paper entitled "Transit Service Options for Small Cities" prepared by Transport Canada for the Urban Transportation Research Branch of the Canadian Surface Transportation Administration.

Which Had Been Referred to the City of Kingston Planning Board

(735) Application for Zone Change for property located at 19 Concession Street presently zoned as A5 (one and two family residential). The application is for the property to be rezoned as C1 (Neighbourhood Commercial) to expand the existing business within the present building.

Which Had Been Referred to the City of Kingston Planning and Referred To the Transportation Committee

(736) Application for Official Plan Amendment for Davis Tannery Property located at the northerly side of River Street between Rideau Street and the waters of Great Cataraqui River. The lands are designated for future expressway under the Official Plan and the proposed amendment is to remove any reference to this designation with respect to this property, to facilitate the development of lands owned by the applicant including the lands designated for expressway use and lands lying to the north.

COMMUNICATIONS (Cont'd)

Which Had Been Referred to the City of Kingston Planning Board

(737) From Mr. Peter J. Radley, Barrister & Solicitor for Terraceview Holdings Limited notifying that on behalf of his clients he has requested an extension of the expiry date for draft plan approval (which would have expired on December 22, 1978) from the Ministry of Housing. He asks that the City forward a letter concurring with the extension request.

(see also Communication No. 744)

(738) From the Ministry of Housing, copy of their publication entitled "Metric Conversion of Planning Documents" dated October, 1978.

Which Had Been Referred to the Area Planning Board and the Transportation Committee

(739) From the Ministry of Housing enclosing a revised plan for a subdivision in the Township of Kingston (Part of Lot 5, Conc. I (new subdivision for Dacon Corporation) on which there are 21 additional single family lots and a walkway block on the revised layout.

(740) Notice of application by the Township of Kingston to the Ontario Municipal Board for approval of By-Law 78-60 to regulate land use passed pursuant to Section 35 of The Planning Act to permit a residential development on the west bank of the Little Cataraqui Creek between the West Branch and the C.N.R. Spurline.

Referred to the Finance and Accounts Committee

(741) From The Queen's University Bands notifying that they have accepted an invitation from the Canadian Intercollegiate Athletic Union and the CAN-AM Bowl Inc. to represent Canadian Universities in the musical portion of the second annual CAN-AM Bowl. This event will be held in Tampa, Florida on January 6, 1979. They have requested that the City sponsor them in some way financially or otherwise and, if possible, to supply them with a City of Kingston Flag for their Colourguard.

Referred to the City of Kingston Planning Board and the Housing Sub-Committee

(742) From the Ministry of Housing, requesting that the City formally rescind the resolution for the construction of rent-geared-to-income housing units passed in March, 1976. Since at present there is no apparent need for additional subsidized family housing in Kingston, and since any additional need which may occur in future can be filled via the rent supplement or the non-profit programs, the Ministry has assumed that the March 1976 resolution for construction of 100 units is no longer applicable.

Filed

(743) Minutes of Meeting No. 25 of the Public Utilities Commission of the City of Kingston, held on November 7, 1978.

(Copies have been distributed to members of Council).

(744) From the Ministry of Housing notifying that the approval period of the draft approval for Terraceview Holdings Subdivision has been extended for a period of one year and will now lapse on December 21, 1979.
(See also Communication No. 737)

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(745) Copy of "Focus... On the Federal Budget", dated November 16, 1978 by Thorne Riddell & Co., Chartered Accountants.

(746) From the Ministry of Intergovernmental Affairs, copy of "Background" No. 78/44, with a bulletin No. 14, entitled "The Head of Council).

(Copies have been distributed to members of Council).

(747) Minutes of the N.I.P. Area Citizens' Committee Meeting No. 44, held October 30, 1978.

(Copies have been distributed to members of Council)

Referred to Fire Chief Cowdy

(748) Copy of the 1979 Calendar of the Ontario Fire College for the Advanced Training of Fire Department Officers, issued by the Division of Public Safety, Ministry of the Solicitor General.

Referred to the City of Kingston Planning Board

(749) From Mr. & Mrs. Cooper, 431 Albert Street, owners of property located at 55 West Street, notifying of their objection to approval of Zoning By-Law No. 9343, "A By-Law to Amend By-Law No. 8499, 'Restricted Area Zoning By-Law of The Corporation of the City of Kingston (Rezone 0.76 Hectare Parcel of Land Located on the West Side of Ontario Street, North of West Street and on the East Side of King Street, Between West and Lower Union Streets from Zones A (one and two family) residential, B (three to six family dwelling) and B1 (Multiple Family) Residential to Zones B (Three to Six Family Dwelling), B.158 (Three to Six Family Dwelling) and B1.158 (Multiple Family) Residential).

Which Had Been Referred to the City of Kingston Planning Board

(750) Application for Zone Change from Kingston Creamery (1958) Limited for property located at 12 Cataraqui Street, zoned as A-Residential. The classification requested is M-8 (Light Industrial).

Referred to the Finance and Accounts Committee

(751) From Mrs. Irene Mooney notifying of her concern at the number of meetings which some Aldermen fail to attend and suggesting the following ways to end this problem:

1. An Alderman missing 3 meetings of the same committee be penalized by a deduction from his yearly aldermanic salary.

2. Removal of an Alderman from a committee he fails to attend and his replacement by someone else.

3. Payment of a smaller Aldermanic salary plus a fee for each meeting attended.

COMMUNICATIONS (Cont'd)

Referred to the City of Kingston Planning Board

(752) From Maria M. Lloyd of 161 King Street East, notifying of her objection to the proposed By-Law No. 9343, "A By-Law to Amend By-Law No. 8499, 'Restricted Area Zoning By-Law of The Corporation of the City of Kingston (Rezone 0.76 Hectare Parcel of Land Located on the West Side of Ontario Street, North of West Street and on the East Side of King Street, Between West and Lower Union Streets from Zones A (one and two family) residential, B (three to six family dwelling) and B1 (Multiple Family) Residential to Zones B (three to six family dwelling), B.158 (three to six family dwelling) and B1.158 (multiple family) Residential).

PETITIONS

REPORTS

Ald. Allmark returned at 8:55 p.m.

Ald. Tarnowecky presented Report No. 119 of the Transportation Committee as follows:

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 119 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 119

To the Mayor and Aldermen: November 15th, 1978

The Transportation Committee reports and recommends as follows:

1. That the account of L. M. Welter Ltd. in the amount of $690.00 for levelling fill material on City owned industrial land north of Dalton Avenue be approved for payment.

NOTE: Provision has been made in the 1978 Budget for this amount.

CARRIED

2. That a by-law be presented to Council to amend By-law 495 (Parking Meters) to delete two double parking meters on the east side of Ontario Street from Brock Street northerly 200 feet, in front of Howard Johnson's Hotel;

And further, that By-law 24 (Traffic) be amended to provide for No Parking on the east side of Ontario Street from Brock Street northerly 200 feet.

(See By-Laws 9383 & 9384)

CARRIED

REPORTS (Cont'd)

Report No. 119 - Transportation Committee (Cont'd)

3. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that parking be prohibited on the north side of Newcourt Place from Old Oak Road easterly to the end thereof.

NOTE: Parking is presently permitted on both sides of the street.

(See By-Law 9384) *CARRIED*

4. That a by-law be presented to Council to amend By-law 24 (Traffic) to amend the parking regulation on King Street between West Street and Lower Union Street, as follows:

BOTH SIDES - Parking prohibited between 10-11 a.m., and 2-3 p.m., Monday to Friday inclusive.

NOTE: Parking is presently permitted on both sides of the street.

(See By-Law 9384) *CARRIED*

5. That a by-law be presented to Council to amend By-law 24 (Traffic) to prohibit parking on the north side of Adelaide Street, between 10-11 a.m., 2-3 p.m. and 1-7 a.m., each day of the week, from 106 feet east of Division Street to 126 feet west of Cowdy Street.

NOTE: Parking is presently prohibited on Adelaide from Division to Cowdy Streets

(See By-Law 9384) *CARRIED 14:1 (Mayor Keyes Opposed)*

6. That a by-law be presented to Council to amend By-law 24 (Traffic) to prohibit parking on the east side of Collingwood Street between 10-11 a.m. and 2-3 p.m., Monday to Friday inclusive, from King Street to Queen's Crescent.

NOTE: At present, two-hour parking is permitted from 8 a.m. to 5 p.m.

(See By-Law 9384) *CARRIED*

7. That the following resolution, passed by the Corporation of the City of Kitchener at its Council meeting held on October 23rd, 1978, be endorsed:

"WHEREAS the use of trail bikes off the public highways within the City has created a problem relating to noise, safety and trespass for which existing legislation appears to be inadequate, Now therefore be it resolved:

REPORTS (Cont'd)

Report No. 119 - Transportation Committee (Cont'd)

7. (Cont'd)

That the Province of Ontario be urged to enact new legislation governing the use of motorized trail bikes and other such motorized recreational vehicles off public highways, similar to The Motorized Snow Vehicles Act, 1974 and in particular, establishing provincial standards relating to vehicle permits, operators' licences, insurance, identification of operators, safety, trespass and noise abatement and empowering a municipality to ban the operation of motorized trail bikes and other such vehicles within a specified area or areas in the municipality."

CARRIED

8. That the following resolution, passed by the Regional Council of the Municipality of Hamilton-Wentworth at its Council meeting held on October 17th, 1978, be endorsed:

"WHEREAS the Provincial Ministry of Transportation and Communications collect information on all motorized vehicles in the Province every year when vehicle licences are issued;

THEREFORE be it resolved that the Council of the Regional Municipality of Hamilton-Wentworth formally request the Minister of Transportation and Communications for the Province of Ontario to provide on an annual or other regular basis, data on:

a) Total vehicle registrations by municipality;

b) Vehicle registration by vehicle type by municipality;

c) Passenger vehicle ownership by household (i.e., number of one, two, three or more car families)."

CARRIED

9. That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that the following be added to Section 10(b) (Bus Stops):

Union St. N/S at McArthur College	- From Main Entrance to McArthur College 60 feet westerly
Union St. S/S opposite McArthur College	- Opposite Main Entrance to McArthur College 80 feet
Sutherland Dr. W/S at easterly intersection with Conacher Dr.	- From Conacher Drive 80 feet northerly

REPORTS (Cont'd)

Report No. 119 - Transportation Committee (Cont'd)

9. (Cont'd)

And further, that the following bus stops be deleted:

Conacher Drive W/S at Sutherland Dr.	- 80 feet from Sutherland southerly (By-law 8990A-1977)
Union St. N/S at Gardiner	- From Gardiner easterly 80 feet (By-law 6537-1969)
Union St. S/S at Gardiner	- From Gardiner easterly 60 feet (By-law No. 6978-1971)
Union St. N/S at Sir John A. Macdonald Blvd.	- From 150 ft. west of Sir John A. Macdonald Blvd. westerly 80 feet (By-law No. 6537-1969)
Union St. S/S at Sir John A. Macdonald Blvd.	- From 150 feet west of Sir John A. Macdonald Blvd. westerly 80 ft. (By-law No. 6978-1971)

(See By-Law 9384)

CARRIED

Respectfully submitted,

(Signed) *V. Tarnowecku* (Chairman)
T.D. French
G. Allmark
John Clements
G. Webb

* * *

Ald. Gorham presented Report No. 120 of the Parks & Recreation Committee as follows:

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 120 of the Parks & Recreation Committee be received and adopted clause by clause.

REPORT NO. 120

November 24, 1978.

To the Mayor & Members of Council:

The Parks & Recreation Committee reports and recommends as follows:

1. That the following accounts be paid:

a) Tom Roberts Engineering - $735.80

For professional services rendered regarding addition to Cook Bros. Youth Centre.

b) W. J. Allison Farm Equipment & Supplies Ltd. - $626.07

REPORTS (Cont'd)

Report No. 120 - Parks & Recreation (Cont'd)

1. (Cont'd)

Repairs to Parks Department's Front End Loader. Funds are available in the budget for the above.

CARRIED

2. That the Kingston Rowing Club lease with the City of Kingston for a section of waterfront property located on the lands known as Orchard Street Park be amended from a term of twelve years to a term of twenty years, this being the term required in order to qualify for Wintario funds.

(This motion was carried unanimously at Parks & Recreation Committee Meeting No. 16 held on September 28, 1978.)

CARRIED

Respectfully Submitted,

(Signed) *M.B. Gorham* (Chairman)
Grant Timmins
John Clements
T.D. French
G. Webb

* * *

Ald. Gerretsen presented Report No. 121 of the Community Services Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Report No. 121 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 121

November 16, 1978.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS at the present time there is no alcohol treatment referral centre in the City of Kingston and it is necessary for affected citizens to be sent to Serenity House in Belleville, Ontario to receive such treatment; and

WHEREAS citizens receiving welfare payments do not presently receive payments for the period during which they might be in attendance at the alcohol referral centre in Belleville, which period is usually of two to three weeks' duration; and

REPORTS (Cont'd)

Report No. 121 - Community Services (Cont'd)

1. (Cont'd)

WHEREAS it is deemed desirable that some method be developed by which people in need of such referral service be able to attend without financial hardship;

THEREFORE BE IT RESOLVED that representatives of the City of Kingston be authorized to meet with representatives of the County of Hastings to discuss the feasibility of a mutual arrangement for welfare recipients who are referred to an alcohol treatment centre by either municipality, so that welfare recipients would not be caused financial hardship as a result of attending a treatment centre in another municipality.

CARRIED

Respectfully submitted,

(Signed) *J.P. Gerretsen* (Chairman)
K.W. Matthews
John Clements
Neil McArthur
Lois E. Miller

* * *

Ald. Mackenzie presented Report No. 122 of the City of Kingston Planning Board as follows:

Council consented to the deletion of the word "reduce" in Clause 11 (a) of Report No. 122 and the substitution of the word "increase" and to the withdrawal of Clause 7.

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Report No. 122 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 122

November 21, 1978.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS the Kingston and District Association for the Mentally Retarded has applied to amend the zoning for 300 Rideau Street in order to permit a supervised group home for mentally retarded adults; and

WHEREAS this proposed change would conform with the recommendations of the Provincial Interministerial Working Group Report on Group Homes;

REPORTS (Cont'd)

Report No. 122 - Planning Board (Cont'd)

1. (Cont'd)

THEREFORE BE IT RESOLVED that Zoning By-Law No. 8499 be amended as follows:

a) By amending the Zoning designation of the approximately 0.04 hectare parcel of land located at the southwest corner of Rideau Street and Cataraqui Street, as shown on a copy of Zoning Map No. 17 attached hereto as Schedule 'A', from A (One and Two Family) Residential to A.162 (One and Two Family Residential:

b) By adding as Section 162 the following:

"162. On the approximately 0.04 hectare parcel of land located at the southwest corner of Rideau Street and Cataraqui Street and designated A.162 on a copy of Zoning Map No. 17 attached to and forming part of By-Law No. *9385* as Schedule A:

(i) The permitted uses shall also include a Group Home operated by the Kingston and District Association for the Mentally Retarded,

(ii) For the purpose of this Section a Group Home shall be defined as a single housekeeping unit in a residential dwelling in which three to ten residents* live as a family under responsible supervision, consistent with the requirements of its residents. The home is licensed or approved under Provincial Statute in compliance with Municipal By-laws.

* "residents" excludes staff or receiving family";

AND BE IT FURTHER RESOLVED that approval of this By-Law shall be conditional upon the applicant agreeing to provide all necessary fire safety measures in a manner satisfactory to the Fire Chief.

(See By-Law 9385)

CARRIED AS AMENDED
(See following Motion of Amendment)

Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That Clause 1 b) (ii) of Report No. 122 of the City of Kingston Planning Board be amended to delete the figure "10" in the fifth sentence and substitute the figure "8".

LOST 4:11

REPORTS (Cont'd)

Report No. 122 - Planning Board (Cont'd)

Moved by Ald. Mackenzie,
Seconded by Ald. Gorham,

That Clause 1 b) (ii) of Report No. 122 of the City of Kingston Planning Board be amended to delete the word "unrelated" in the fifth sentence.

CARRIED

2. That Council does hereby certify that By-Law No. *9385* , 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 0.04 Hectare Parcel of Land Located at the Southwest Corner of Rideau and Cataraqui Streets from A (One and Two Family) Residential to A.162 (One and Two Family) Residential)', is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED

Ald. Hawkins withdrew at 9:48 p.m.

3. WHEREAS Canada has adopted a policy of adopting the metric system of measurement; and

WHEREAS the Minister of Housing for the Province of Ontario has prescribed guidelines for the conversion of planning documents to the metric system of measurement; and

WHEREAS these guidelines require that Official Plans be converted by January 1, 1979;

THEREFORE BE IT RESOLVED that a by-law be passed to authorize submission to the Minister of Housing of Official Plan Amendment No. 99 to:

a) consolidate all previous Official Plan policies approved and in force without introducing any new or changed policies, and

b) convert this document to a metric system of measurement in accordance with the Minister's guidelines.

(See By-Law 9386)

CARRIED
(Alderman Gerretsen opposed)

Ald. Clements withdrew at 9:49 p.m.
Ald. Hawkins returned at 9:50 p.m.

4. WHEREAS By-Law No. 9064, 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 36.4 Acre Site Located East of Rideau Street and North of River Street from Industrial and Recreation, Parks and Open Space to Residential, Commercial and Recreation, Parks and Open Spaces)' was passed by Council on November 28, 1977; and

WHEREAS notification of the amending By-Law No. 9064 has been sent to affected property owners; and

WHEREAS objections to the By-Law have been received; and

WHEREAS these objections have been considered by Planning Board;

REPORTS (Cont'd)

Report No. 122 - Planning Board (Cont'd)

4. (Cont'd)

THEREFORE BE IT RESOLVED that By-Law No. 9064 passed on November 28, 1977, Clause 6(B) Report No. 78, as amended by Clause 1, Report No. 118, be reaffirmed.

CARRIED 14:1
(Ald. Miller Opposed)

5. WHEREAS the Parks & Recreation Department of the City of Kingston has submitted applications to the Cataraqui Region Conservation Authority for renewal of fill permits with respect to filling at the Cataraqui Park golf course, ski hill and waterfront park; and

WHEREAS these applications have been considered by Planning Board;

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be notified that Council endorses the application for fill permits made by the Parks & Recreation Department of the City of Kingston for filling at Cataraqui Park on the golf course, ski hill and waterfront park.

CARRIED

6. WHEREAS Council has approved the use of a Development Control Committee in order to expedite Development Control applications; and

WHEREAS the present system of dealing with Development Control applications is being slowed by the necessity for minor amendments to receive the approval of the Development Control Committee and/or the City of Kingston Planning Board; and

WHEREAS, in the opinion of the Planning Board a more efficient use of the time spent by the Development Control Committee and by the Planning Board in dealing with Development Control applications is deemed desirable;

THEREFORE BE IT RESOLVED that the City Solicitor be authorized to make minor amendments to existing Development Control Agreements on the condition that such action is recommended by the Development Control Committee.

(Note: The Development Control Committee already has the authority to make amendments; this clause is presented in order to provide authority for the agreements to be amended accordingly)

CARRIED

7. WHEREAS the City has listed numerous buildings throughout the municipality as being of architectural and historic significance; and

WHEREAS it is desirable to protect such buildings from unnecessary or inadvertent demolition by providing an opportunity for the consideration of applications for demolition of such buildings by the Local Architectural Advisory Committee;

REPORTS (Cont'd)

Report No. 122 - Planning Board (Cont'd)

7. (Cont'd)

THEREFORE BE IT RESOLVED as follows:

a) that a by-law be passed pursuant to Section 37a of The Planning Act, designating the City as an area of demolition control with respect to the properties listed on Appendix 'A' attached hereto;

b) that the Chief Building Official be directed to refer to the Local Architectural Conservation Advisory Committee for a recommendation any application for a demolition permit for a building listed on Appendix 'A';

c) that that part of Council's resolution of September 10, 1973, Report 93, Clause 5(3) insofar as it pertains to applications for permits for demolition be rescinded;

d) that Council's resolution of June 28, 1976 Report No. 72, Clause 4 be rescinded;

e) that By-Law No. 8818, 'A By-Law to Provide for Conditions for the Issuance of Demolition Permits' be amended to delete the following paragraph of Section 1:

"Pursuant to Section 38(7) of The Planning Act, R.S.O. 1970, Chapter 349, as amended, in order to permit the Local Architectural Conservation Advisory Committee an opportunity to recommend to the Planning Board designation of the building if the building is of architectural and historical significance, the Building Inspector may delay the issuance of a demolition permit for a period not exceeding thirty (30) days. This provision shall not apply to accessory buildings".

(See By-Laws 9387 & 9388)

WITHDRAWN

(Note: Appendix 'A' referred to in Clause 7 has not been printed in these Minutes but is available in the office of the Clerk-Comptroller)

Ald. Clements Returned at 9:58 p.m.

8. WHEREAS on July 11, 1978, Planning Board, upon the recommendation of the Local Architectural Conservation Advisory Committee, recommended that 38-40-42 Clergy Street East be designated as a building of historic or architectural value; and

REPORTS (Cont'd)

Report No. 122 - Planning Board (Cont'd)

8. (Cont'd)

WHEREAS a resolution approving the reasons for designation has been requested;

THEREFORE BE IT RESOLVED that 38-40-42 Clergy Street East be designated as a building of historic and architectural significance for the following reasons:

"These three attached limestone houses were built in 1853 by Joseph Milner, son of the James Milner who had the masonry contract for City Hall. This is a well-proportioned, unadorned limestone terrace with three massive chimneys and shed-roofed double dormers for each of the three units. All original first floor openings are segmentally arched with radiating voussoirs which touch the string course. The second storey windows alternate in size, the larger ones above first storey windows, the narrower ones above the original entrances. This window pattern is repeated on the William Street facade where the second first floor bay was the original door to the third dwelling. The gable roof has eaves returns and the front slope of the roof has three shed-roof dormers, each with a pair of windows."

(See By-Law No. 9389)

CARRIED

Ald. Tarnowecky declared a conflict of interest in Clause 9 since he acts as Solicitor for a client in respect to this property.

9. That the following plans, submitted by W.W. Viner (in trust) for a 22 unit apartment building at 315 Regent Street:

Plan #1 - Elevation, Floor & Plot Plan - Scale: as shown — Dated September 26, 1978

Plan #2 - Elevations - Scale: 1/8"=1'0" Dated October, 1978

(Designer: Dominik, Polson, Thompson, Laframboise & Mallette)

be approved, subject to the owner entering into a Development Control agreement which shall include the following conditions:

a) *that the development shall be in accordance with the above listed plans;*

b) *that all parking areas and vehicular access routes shall be paved;*

c) *that water service be a minimum of 2"Ø at the owners cost with the size to be a minimum of 4"Ø if sprinklers are required;*

d) *that the electrical supply shall be from the overhead line on Regent Street at 4,160 volts to Public Utilities Commission standards;*

e) *that due to the fact that the subject property is served only by combined sewers, a storm drainage connection shall be at Council's discretion;*

REPORTS (Cont'd)

Report No. 122 - Planning Board (Cont'd)

9. (Cont'd)

f) that interior layout as shown on the floor plans shall not be subject to the requirements of development control;

g) that a landscaping plan which shall be subject to City approval shall be implemented within one year of issuance of the building permit, such landscaping plan to include buffering on the west side of the parking area;

h) that in accordance with By-Law 8499, a masonry wall a minimum of 4½ feet high shall be constructed along the north boundary of the site where it abuts the adjacent single family dwelling with design details to be submitted for City approval;

i) in the case of a residential building or the residential part of a combined residential and non-residential building, a charge of $125.00 for each dwelling unit, the creation of which is authorized by the building permit, of which $125.00 shall be for sanitary sewers and $nil for storm sewers, shall be paid by the Owner.

j) that the owner shall not oppose future local improvement works.

(Note: Because the above application involved a reduction in the number of parking spaces required under the Zoning By-Law, this approval was subject to the concurrence of the Committee of Adjustment. It has now been approved by the Committee, subject to a final date for appeal of December 1, 1978.)

CARRIED AS AMENDED
(See following Motion of Amendment)
(Ald. Tarnowecky Abstained)

Moved by Ald. Clements,
Seconded by Ald. Gerretsen,

That Clause 9, Report No. 122 of the City of Kingston Planning Board be amended to add the following as Section (j):

"j) that the owner shall not oppose future local improvement works."

CARRIED

10. WHEREAS, on October 23, 1978, Council gave development control approval to Canterbury Foods Limited to construct a restaurant on property owned by J.L. Edwards Motors Ltd., at the corner of Princess Street and Nelson Street; and

WHEREAS the approval was granted subject to the design of the following matters being submitted for City approval:

a) a masonry buffer wall

b) an enclosed garbage storage structure

c) exterior lighting

and

REPORTS (Cont'd)

10. (Cont'd)

WHEREAS the above plans have been submitted and have been considered by the Development Control Committee;

THEREFORE BE IT RESOLVED that, as recommended by the Development Control Committee, the following plans be approved in satisfaction of the above conditions:

Plan #1 - Lighting Illustration - Not to Scale - Dated November 6, 1978

Plan #2 - Lighting Specifications - Not to Scale - Dated November 6, 1978

Plan #3 - Lighting Schematic - Scale: 1/8"=1'0" Dated November 6, 1978

Plan #4 - Wall Plan - Not to Scale - Dated October 26, 1978

Plan A2 - Lighting Section & Site Plan - Scale: 1" = 20' - Dated November 6, 1978

Plan A3 - First Floor (garbage) - Scale: 1/4"=1'0" Dated November 6, 1978

Plan A6 - Elevation (garbage) - Scale: 1/4"=1'0 Dated November 6, 1978.

CARRIED

11. WHEREAS, on November 28, 1977, Council gave development control approval to Murney Developments with respect to an extension to the existing Holiday Inn building on Princess Street at the waterfront; and

WHEREAS the owner has requested that the following amendments be made to the development control agreement:

a) Increase number of rooms in the addition from 75 to 77;

b) Relocate the pool and activity area from the 5th and 6th floor to the 1st and 2nd floor;

THEREFORE BE IT RESOLVED that, as recommended by the Development Control Committee, the development control agreement with Murney Developments with respect to an addition to the existing Holiday Inn be amended in accordance with the above-noted changes.

CARRIED AS AMENDED

Respectfully Submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Lois E. Miller
Grant Timmins

* * *

BY-LAW Nº_____
DATED_____

MAP 17

LEGEND

LOCATION OF PROPOSED ZONE CHANGE

BY-LAW Nº 8499
JULY 28, 1975
REVISED_____

REPORTS (Cont'd)

Ald. Breen presented Report No. 123 of the Public Works Committee as follows

Council consented to the addition of the following to Clause 5:

"It is anticipated that $2,901.39 included in the City's share, will be recovered from the Federal Government."

Moved by Ald. Breen,
Seconded by Ald. McArthur,

That Report No. 123 of the Public Works Committee be received and adopted clause by clause.

Report No. 123

November 20, 1978

Ald. Tarnowecky withdrew at 10 p.m.

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That since a sufficiently signed petition has been received a by-law be passed to authorize the reconstruction of the pavement, 32' wide, (width over 28' assumed by the City), in Montreal St from Russell St to 154' south of Rideau St under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$102,000.00
Owners' share	9,183.95
City's share	46,408.03
Anticipated MTC subsidy	46,408.02
Debenture amount	55,591.98

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Roads.

(See By-Law No. 9390) *CARRIED*

Ald. Tarnowecky returned at 10:05 p.m.
Ald. Clements withdrew at 10:05 p.m.

2. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of concrete curb and gutter and boulevard on the east side of Montreal St from Russell St to 154' south of Rideau St under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$13,500.00
Owners' share	2,533.72
City's share	5,483.14
Anticipated MTC subsidy	5,483.14
Debenture amount	8,016.86

REPORTS (Cont'd)

Report No. 123 - Public Works (Cont'd)

2. (Cont'd)

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Roads.

(See By-Law No. 9391) *CARRIED*

3. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of a 4.5' wide concrete sidewalk on the north side of Union St from College St to Sir John A. Macdonald Boulevard under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$11,000.00
Owners' share	1,408.81
City's share	9,591.19
Debenture amount	11,000.00

It is anticipated that $3,362.12, included in the City's share, will be recovered from the Federal Government.

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction.

(See By-Law No. 9392) *CARRIED*

Ald. Clements Returned at 10:10 p.m.

4. That since a sufficiently signed petition has been received a by-law be passed to authorize the reconstruction of the 4.5' wide concrete sidewalk on the south side of Union St from Pembroke St to 170' west of Alwington Ave under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$6,420.00
Owners' share	2,067.07
City's share	2,176.47
Anticipated MTC subsidy	2,176.46
Debenture amount	4,243.54

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction.

(See By-Law No. 9397) *CARRIED*

5. That since a sufficiently signed petition has been received a by-law be passed to authorize the reconstruction of the pavement, 32' wide (width over 28' assumed by the City), in Union St from Pembroke St westerly 633' including grade improvement from Pembroke St to College St as part of City's share, under the provisions of Section 7 of the Local Improvement Act -

REPORTS (Cont'd)

Report No. 123 - Public Works (cont'd)

5. (Cont'd)

Total estimated cost	$83,600.00
Owners' share	1,949.75
City's share	41,870.82
Anticipated MTC subsidy	39,779.43
Debenture amount	43,820.57

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction. It is anticipated that $2,901.39 included in the City's share will be recovered from the Federal Government.

CARRIED AS AMENDED

6. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of concrete curb and gutter, and boulevard on the north side of Union St from College St westerly 765' under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$6,500.00
Owners' share	487.91
City's share	3,394.72
Anticipated MTC subsidy	2,617.37
Debenture amount	3,882.63

It is anticipated that $777.35, included in the City's share, will be recovered from the Federal Government.

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction - Lower Union St.

(See By-Law No. 9394)

CARRIED

7. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of a storm sewer in Victoria St from Third Ave to Dorrance St under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$20,300.00
Owners' share	1,365.00
City's share	9,467.50
Anticipated MTC subsidy	9,467.50
Debenture amount	10,832.50

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction.

(See By-Law No. 9395)

CARRIED

REPORTS (Cont'd)

Report No. 123 - Public Works (Cont'd)

8. That since a sufficiently signed petition has been received a by-law be passed to authorize the construction of a 32' wide asphalt pavement (width over 28' assumed by the City), with concrete curb and gutter, and boulevard in Victoria St from Third Ave to Dorrance St under the provisions of Section 7 of the Local Improvement Act -

Total estimated cost	$29,900.00
Owners' share	3,073.39
City's share	13,413.31
Anticipated MTC subsidy	13,413.30
Debenture amount	16,486.70

Adequate debenture funds are available in the 1978 Capital Budget - Local Improvement - Miscellaneous Road Construction.

(See By-Law No. 9396) *CARRIED*

9. That, as concurred in by the Transportation Committee, approximately 27 acres of the Clyde Farm be acquired for subsidizable road purposes.

Note The adoption of this resolution will keep the City's options open to apply for subsidy in the future on land costs for road allowances.

CARRIED

10. That, as concurred in by the Transportation Committee, application be made to the Ministry of Transportation and Communications for supplementary road subsidy for acquisition of 27 acres of land in the Clyde Farm for main thoroughfares on the Clyde Farm property.

Total estimated cost of acquisition	$173,400.
50% MTC subsidy	86,700.

CARRIED

11. That notwithstanding the provisions of By-law No.14 - A By-law Relating to Sewers and Drains - A.W. Consultants Ltd be permitted to connect the storm drainage from the property at the south-west corner of Princess St and Frontenac St to the combined sewer in Princess St., as shown on Drawing A-1 prepared by Dominik, Polson, Thompson, LaFromboise and Mallette, Architects and Engineers, subject to the following conditions -

(a) The Owner to install a manhole on the storm connection within the road allowance incorporating an adjustable restrictive device to be operated by the City in order to control the rate of flow of storm water into the combined sewer.

(b) At the manhole the invert of the storm lateral is to be at an elevation satisfactory to the Commissioner of Works.

CARRIED

REPORTS (Cont'd)

Report No. 123 - Public Works (Cont'd)

12. That the tender of J. & J. Towing Service, 388 Patrick St., to undertake and provide certain general maintenance services of an ancillary nature, as set out in the Invitation to Tender, on the basis of $5.00 per call, be accepted being the lowest tender received with the contract to take effect from December 1, 1978 for a period of one year.

CARRIED

Respectfully submitted,

(Signed) *B.E. Breen* (Chairman)
Neil McArthur
G. Allmark
J. Hawkins
K.W. Matthews

* * *

Ald. Breen withdrew at 10:15 p.m.

Ald. Mackenzie presented Report No. 124 of the Finance and Accounts Committee as follows:

Moved by Ald Mackenzie,
Seconded by Ald. Gorham,

That Report No. 124 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 124

November 22, 1978.

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That the Council of the Corporation of the City of Kingston approves the two events, as follows, being presented by The Canadian & United Kingdom Club at the Steelworkers' Hall as a Community Festival, being of community benefit:

Event 1
February 17, 1979 - British Fish & Chip Night (traditional food, dancing and entertainment).

Event 2
April 21, 1979 - Toronto Night (in collaboration with the Canadian Amateur Ballroom Dancers Association, Toronto, a 7 couple demonstration of a Team Match in the Modern Waltz, Quickstep and Latin American categories.).

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts (Cont'd)

1. (Cont'd)

(Note: The Club has been in operation for 10 years. The Club is a member of the Folk Arts Council and puts on volunteer entertainment for senior citizens and will be providing entertainment during the Winter Games.

Endorsation of Council is requested in order to obtain a Liquor Licence.)

CARRIED

2. WHEREAS pursuant to Section 24 (1) of The Conservation Authorities Act, the Cataraqui Regional Conservation Authority has notified the City that it has determined the proportion of the benefit of the Updating of Flood Plain Mapping Main Branch, Little Cataraqui Creek Project W-78/PE-8 will be 100 per cent;

THEREFORE BE IT RESOLVED that the City of Kingston assume the Cataraqui Region Conservation Authority's share of 39 per cent of $1,500, i.e. $585.00.

(Note: There are sufficient funds in the 1978 budget for this purpose. Balance of funds are paid to the Authority by the Government of Ontario.)

CARRIED

Ald. Webb declared a conflict of interest in Clause 3 because of pecuniary interests.

3. That the following resolution, received from the City of Kitchener, be not endorsed:

"WHEREAS strikes by public service employees are becoming common.

AND WHEREAS such strikes inflict great harm and hardship upon the public and the economy in general.

AND WHEREAS it is essential that some means be found to fairly settle the wages and working conditions of employees in the Public sector without permitting strikes or work stoppages.

NOW THEREFORE BE IT RESOLVED that the Prime Minister of Canada and the Premier of Ontario and their respective Governments be urgently requested to immediately pass legislation to prohibit all strikes and work stoppages by any worker or group of workers employed by any government or government agency in any part of Canada.

Such legislation should provide for alternative methods of fairly settling wages and benefits of such employees, such as by arbitration or through the establishment of special Labour Courts to deal exclusively with these matters.

Such legislation should also establish a binding guideline to be used by arbitrators or Labour Courts, namely that no increase in wages or benefits may be granted which would allow the resultant wages and benefits to exceed in total the average wage and benefit package currently earned by employees in the private sector of the community concerned who perform similar or comparable work.".

CARRIED
(Ald. Webb Abstained)

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts (Cont'd)

Ald. Gerretsen withdrew at 10:17 a.m.

4. That, as recommended by the Kingston Public Library Board, the account of J. Sousa Contractor Limited, covering alterations to the concrete curb at the entrance to the underground parking lot in the amount of $375.00 be approved for payment.

(Note: This amount is covered in the Extra Furniture and Equipment budget, Sheet E1, Item 2.)

CARRIED

5. That the account of William E. Webster, M.A.I., A.A.C.I., for professional services and travelling in connection with the Land Compensation Board Hearing with regard to the expropriation of property from Basil Keane and Claire Keane in the amount of $2,359.16 be approved for payment.

(Note: There are sufficient funds in the Olympics Land Acquisition Account for this purpose).

CARRIED

6. That, as recommended by the Community Services Committee, the following budget transfer be approved:

	Increase	Decrease
LEGISLATION		
Account No. 3852		
Workmens' Compensation	$20,000.	-
FINANCE-CONTINGENCIES	-	$20,000.

(Note: Payment resulting from accidents of two employees has amounted to over $14,000. Appropriate Department Heads have been asked for a report of accidents in 1978 which affected 43 employees, totalling more than $36,000. as at October 31, 1978.)

CARRIED

7. That, as recommended by the Police Commission, the amount of $4,000. from the Police Department Budget - "Provision for Overtime" be placed in Reserve.

(Note: Owing to the contract change, only 11 months were paid in the year 1978, but the funds were budgetted for.)

CARRIED

8. That, as recommended by the Kingston Public Library Board, the following accounts be authorized for payment:

1.	Will-Mac Paving	$ 60.00
2.	R.E. Harding Limited	65.00
3.	Jet Signs	102.50

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts (Cont'd)

8. (Cont'd)

(Note: This amount is covered on the Extra Contractural Items Sheet E1, Item 2, and Sheet E1, Item 7.

The account for Jet Signs in the amount of $102.50 to be covered by utilizing funds left over after the payment of the first two accounts.)

CARRIED

9. WHEREAS in 1974 the property at 60 York Street was sold by the City without including the right-of-way which should have been included in the Deed;

NOW THEREFORE BE IT RESOLVED that, as recommended by the City Solicitor, in order to correct the defect on Title, a Quit Claim Deed for Lot 6, Registered Plan D15, together with a right-of-way, to and from Raglan Road, over the land along the westerly side of the lot, be granted to John Cowan and Denise Francis Cowan.

CARRIED

10. WHEREAS the original allowance for a portion of Portsmouth Avenue lying north of Johnson Street was closed in 1954;

AND WHEREAS the description in a deed for a portion of the closed road allowance was incorrect and Title of the closed portion, which lies within the boundaries of the proposed Watts Place Subdivision, remains in the name of the City of Kingston;

THAT, as recommended by the City Solicitor, the execution of a deed, in fee simple, to Bertan Investments Limited for a portion of the original allowance for Portsmouth Avenue closed by By-Law No. 1274, as amended by By-Law No. 1313, for the sum of $1.00 is hereby authorized.

(Note: Plan showing limits of closed road allowance will be available at the meeting.)

CARRIED

Ald. Gorham declared a conflict of interest in Clause 11 since he acts as Solicitor for the Ontario Government.

11. That, as recommended by the City Solicitor, in order to clarify boundary lines of property that the City previously owned (in the 1880's) and to assist in determining the title of properties in the O.H.I.P. site north of Place d'Armes, the execution of a quit claim deed to Her Majesty the Queen, in right of the Province of Ontario, as represented by the Minister of Government Services, for parts of Lots 11, 12, 20, 28, 29 and 30, Registered Plan D-19, City of Kingston, designated as Parts 5, 6, 8, 14 and 15 on Plan of Reference 13R-3005 for the sum of $1.00 is hereby authorized and approved.

CARRIED
(Ald. Gorham Abstained)

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts (Cont'd)

12. WHEREAS notification was received that the Cataraqui Region Conservation Authority has made provision in their 1978 budget for acquisition of some of the properties in the Auld Subdivision and also a portion of the former Beaufort Property north of the Bath Road and East of the Little Cataraqui Creek;

AND WHEREAS the City was requested to make a formal request to the Cataraqui Region Conservation Authority that the Authority purchase certain properties acquired by the City:

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be requested to purchase the following properties in the following order of preference:

FIRST) Auld Street Subdivision
1137 King Street
1193 King Street
1133 King Street

SECOND) John L. Smith Property
North of Pine Woods
East of Little Cataraqui Creek
33 acres of wet land
42 acres of wet land

THIRD) Former Beaufort Property
North of Bath Road
East of Little Cataraqui Creek
15 acres of hard land
10 acres of wet land.

(Note: Priority No. 2 - it is requested that the Authority commence negotiations with the owner of this property for its acquisition).

CARRIED

13. That the sale of the City owned land lying east of C.P.R. right-of-way and south west of the west end of Hickson Avenue, being part of Farm Lot 4, in the Concession West of the Great Cataraqui River, (1.4 acres ±) to Westburne Central Supply Limited (Palmer Plumbing) for the sum of $15,000.00 is hereby authorized.

CARRIED

14. That, as recommended by the Clerk-Comptroller, in recognition of the higher level of responsibility assumed in a most capable manner in performing duties of a Deputy City Clerk during the absence of the Clerk-Comptroller on sick leave and the involvement of the Deputy City Clerk with the Election, the payment of a special acting allowance of $1,223.50 to Mrs. Marion Houghton, Clerk V, is hereby authorized.

CARRIED

Ald. Breen returned at 10:20 p.m.

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts (Cont'd)

15. WHEREAS Section 25 of the Police Act provides that a Board of Commissioners of Police may recommend to a municipal Council a payment to the widow of a police officer who has been killed during the discharge of his duties;

AND WHEREAS Constable John Lau was killed while on duty on July 28, 1978 when his patrol car was rammed by a stolen vehicle;

AND WHEREAS the Police Commission of the City of Kingston has recommended to the Council that a lump sum payment of $15,000. be authorized for payment to the Estate of John Lau;

THEREFORE BE IT RESOLVED that authorization is hereby given to the payment of $15,000. to the Estate of John Lau subject to receipt of a full and final release in a form satisfactory to the City Solicitor that there will be no further claims made on the City of Kingston.

- and -

That the sum of $15,000. be transferred from "Finance - Contingencies" to "Police - Terminal Benefits" (Account No. 3908).

CARRIED 14:1
(Ald. Hawkins Opposed)

Ald. Timmins withdrew at 10:30 p.m. and returned at 10:35 p.m.
Ald. Allmark withdrew at 10:40 p.m. and returned at 10:45 p.m.

16. That, as recommended by the Clerk-Comptroller and the City Treasurer, effective from January 1, 1978, Mr. K. Ready, Director of Personnel be reclassified from salary group No. 18-14 ($21,416. - $26,133.) to Salary Group No. 19-15 ($22,472. - $27,476.) and be paid the maximum salary for this group.

REFERRED BACK TO COMMITTEE
(See following Motion of Referral)

Moved by Ald. Matthews,
Seconded by Ald. Webb,

That Clause 16, Report No. 124 be referred back to the Finance and Accounts Committee for further information.

CARRIED 9:6

Ald. Allmark withdrew at 11:05 p.m. and returned at 11:06 p.m.

17. That, as recommended by the Public Works Committee, effective December 1, 1978, and subject to review in 6 months:

(A) the re-organization of the administration of the operations of the City Yard under one "General Works Superintendent" and with two "General Foremen", one in charge of the streets section (instead of one Assistant Superintendent) and further with revised assignments during the winter control period, all as shown on organizational chart, be approved; and

(B) the following position classifications be deleted:

Classification	Salary Group No.
(1) Superintendent - Maintenance & Waste Disposal	16-12
(2) Superintendent - Sanitation	16-12
(3) Assistant Superintendent - Board of Works	14-10
(4) Foreman - Utility	12-8

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts (Cont'd)

17. (Cont'd)

(C) the following position classifications be established and the positions be posted:

Classification	Salary Group No.	Salary Range
(1) General Works Superintendent	18-14	$21,416. to $26,133.
(2) General Foreman (Streets)	14-10	$17,360. to $20,782.
(3) General Foreman (Utilities)	14-10	$17,360. to $20,782.

- and -

(D) the following position classifications be renamed as indicated:

Present	Revised Name
(1) Foreman - Sewage	Foreman - Water Pollution Control Plant (W.P.C.P.)
(2) Foreman - Pumping Station	Foreman - Pumping Stations
(3) Foreman - Permanent Pavement and Winter Control - Roads	Foreman - Paved Roads
(4) Foreman - Garbage	Foreman - Solid Wastes
(5) Foreman - Shifts	Foreman - Nights

CARRIED 12:3
(Ald. Clements, Ald. Hawkins, Ald. Webb Opposed)

18. That the City of Kingston renew its membership in the Bureau of Municipal Research for 1979 in the amount of $375.00, which includes an additional $25.00 contribution to the Bureau to assist in continuing its research based promotion of good government.

CARRIED

19. That the following rental structure be approved for the lease of City owned lots at the Sewage Treatment Plant site in the Township of Pittsburgh, it being noted that this policy will apply to new leases executed when the terms of the present leases expire and that new leases will all be for terms of ten years at the 1978 base rate which is to be adjusted annually by the increase or decrease in the consumer price index as of December 1st:

Lot No.	Frontage in Feet	1978 - 10 Year Base Lease Rate per annum
1	120	$1,047.
2	80	700.
3	85	745.
4	80	700.
5	140	1,225.
6	125	1,092.
7	100	875.
8 & Pt. 9	125	1,095.

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts (Cont'd)

19. (Cont'd)

(Note: a) Rate per foot frontage set at 3.76% of 1978 Appraised Valuation.

b) Of the current leases - 3 terminate in 1980,
2 in 1985, and
3 in 1986.)

CARRIED

20. That the City of Kingston participate as a co-host of CORK '79.

(Note: Other hosts will be the Kingston Yacht Club and the Canadian Yachting Association.)

CARRIED

Respectfully Submitted,

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
J.P. Gerretsen
M.B. Gorham
Y. Tarnowecky

* * *

UNFINISHED BUSINESS

Ald. Webb commented on an accident at the corner of Queen and Clergy Streets and stated that there appeared to be some unnecessary reporting.

Ald. Webb said that the Association of Women Electors had received some criticism from a few Aldermen for their involvement in the election. He mentioned that the Chamber of Commerce had also been involved in the election and had not received any criticism.

Ald. Webb said that he would like to commend the Police Chief on his administration of the Police Department. It would be difficult to find one person who was not satisfied with the job being done by the Police Department. He believed that the present Chief is one of the best that the City of Kingston has had.

Ald. Gerretsen expressed his concern about the reporting of the City Hall matters by radio, Television and the newspaper. He personally had no axe to grind as he believed that he had been used better than some of the other Aldermen. It could be that there are not sufficient reporters covering the City Hall. Overall the newspaper reporting that was done on the recent election was quite poor. The amount of material printed about the various candidates was reduced. Even the Queen's Journal failed to print material left by one candidate. Another candidate had both his names mispelled.

Ald. Gorham reported that the Wally Elmer Youth Centre is now open and operating. Originally it was believed that the work would cost between $12-15,000. but the actual cost was around $10,000. as employees of the Parks and Recreation Department did a great deal of the work.

Ald. McArthur said that he had never been in an election like this one before. He explained events that had occurred during the campaign period.

UNFINISHED BUSINESS (Cont'd)

Mayor Keyes asked and it was agreed that there would be an "in camera" meeting of Council that evening following the regular Council Meeting.

Ald. Webb commented on the number of errors that had been made on the voters' list for the last election.

* * *

BY-LAWS

Council consented to the withdrawal of By-Laws No. 5 and 6 as Clause 7 of Report No. 122 was withdrawn.

(A) Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That By-Laws 1 to 4 and 7 to 17 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Gorham,
Seconded by Ald. Tarnowecky,

That Rule No. 35 of By-Law 1 be suspended for the Purpose of Giving By-Law No. 17 its Third Reading

CARRIED

(C) Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That By-Laws 17 to 24 be given their Third Reading.

CARRIED

* * *

(1) A By-Law to Amend By-Law 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 2, Report No. 119)

(FIRST & SECOND READINGS) (PROPOSED NO. 9383)
Clause 2, Report No. 119, 1978

(2) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clauses 2, 3, 4, 5, 6 and 9, Report No. 119)

(FIRST & SECOND READINGS) (PROPOSED NO. 9384)
Clauses 2, 3, 4, 5, 6 & 9, Report No. 119, 1978

(3) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.04 Hectare Parcel of Land Located at the Southwest Corner of Rideau and Cataraqui Streets from A (One and Two Family) Residential to A.162 (One and Two Family) Residential).

(FIRST & SECOND READINGS) (PROPOSED NO. 9385)
Clause 1, Report No. 122, 1978

(Alderman Miller opposed)

BY-LAWS (Cont'd)

(4) A By-Law to Amend the Official Plan of the Kingston Planning Area (Amendment No. 99: Consolidate all Previous Offical Plan Policies and Convert Official Plan Document to a Metric System of Measurement).

(FIRST & SECOND READINGS) (PROPOSED NO. 9386)
Clause 3, Report No. 122, 1978

(5) A By-Law to Designate the City of Kingston as an Area of Demolition Control.

(FIRST & SECOND READINGS) (PROPOSED NO. 9387)
Clause 7, Report No. 122, 1978

WITHDRAWN

(6) A By-Law to Amend By-Law No. 8818, "A By-Law to Provide for Conditions for the Issuance of Demolition Permits". (Revise Section 1)

(FIRST & SECOND READINGS) (PROPOSED NO. 9388)
Clause 7, Report No. 122, 1978

WITHDRAWN

(7) A By-Law to Designate the Property Known Municipally as 38-40-42 Clergy Street as being of Historical and Architectural Value or Interest.

(FIRST & SECOND READINGS) (PROPOSED NO. 9389)
Clause 5, Report No. 77, 1978, and
Clause 8, Report No. 122, 1978

(8) A By-Law to Authorize the Reconstruction of a 32' Wide Asphalt Pavement, (with Width over 28' to be assumed by the City) in Montreal Street from Russell Street to 154' South of Rideau Street Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9390)
Clause 1, Report No. 123, 1978

(9) A By-Law to Authorize the Construction of Concrete Curb, Gutter and Boulevard on the East Side of Montreal Street From Russell Street to 154 Feet South of Rideau Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9391)
Clause 2, Report No. 123, 1978

(10) A By-Law to Authorize the Construction of a 4.5' Wide Concrete Sidewalk on the North Side of Union Street from College Street to Sir John A. Macdonald Boulevard, Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9392)
Clause 3, Report No. 123, 1978

BY-LAWS (Cont'd)

(11) A By-Law to Authorize the Reconstruction of a 32' Wide Asphalt Pavement (With Width over 28' to be Assumed by the City), in Union Street from Pembroke Street Westerly 633', Including Grade Improvements from Pembroke Street to College Street as Part of the City's Share, Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9393)
Clause 5, Report No. 123, 1978

(12) A By-Law to Authorize the Construction of a Concrete Curb, Gutter and Boulevard on the North Side of Union Street from College Street Westerly 765 Feet Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9394)
Clause 6, Report No. 123, 1978

(13) A By-Law to Authorize the Construction of a Storm Sewer in Victoria Street from Third Avenue to Dorrance Street, Under the Provisions of Section 7 of The Local Improvment Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9395)
Clause 7, Report No. 123, 1978

(14) A By-Law to Authorize the Construction of a 32' Wide Asphalt Pavement (With Width Over 28' to be Assumed by the City), with Concrete Curb, Gutter and Boulevard in Victoria Street from Third Avenue to Dorrance Street, Under the Provisions of Section 7 of the Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9396)
Clause 8, Report No. 123, 1978

(15) A By-Law to Authorize the Reconstruction of the 4.5' Wide Concrete Sidewalk on the South Side of Union Street from Pembroke Street to 170' West of Alwington Avenue Under the Provisions of Section 7 of the Local Improvement Act (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9397)
Clause 4, Report No. 123, 1978

(16) A By-Law to Establish the Office of the Chief Adminstrative Officer.

(FIRST & SECOND READINGS) (PROPOSED NO. 9398)
Committee-of-the-Whole, November 15, 1978

(17) A By-Law to Confirm the Proceedings of Council at Its Meeting Held November 27, 1978.

(THREE READINGS) (PROPOSED NO. 9399)
City Council Meeting No. 30, 1978

(18) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the East Side of Division Street from Railway Street Southerly 72.66 Feet Under the Provisions of Section 8 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 9331)
Clause 6, Report No. 92, 1978

BY-LAWS (Cont'd)

(19) A By-Law to Authorize the Reconstruction and Widening of the Pavement on Queen Street from Bagot to Barrie Streets (General Rate).

(THIRD READING) (PROPOSED NO. 9335A)
Clause 10, Report No. 92, 1978

(20) A By-Law to Authorize the Construction of a Storm Sewer in Queen Street from Bagot to Barrie Streets Including a Storm Sewer Outlet in Sydenham Street from Queen Street to the Existing Sewer in Princess Street (General Rate).

(THIRD READING) (PROPOSED NO. 9335B)
Clause 10, Report No. 92, 1978

(21) A By-Law to Authorize the Construction of Storm Sewers in Palace Road from Wright Crescent Southerly 170 Feet and from Wright Crescent Northerly 28 Feet; and in Wright Crescent from Palace Road Westerly 421 Feet Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9340)
Clause 2, Report No. 97, 1978

(22) A By-Law to Authorize the Widening of the North Side of Bath Road, Including Acceleration and Deceleration Lanes and Entrance Improvements from W.P.L. to E.P.L. of Lot Part 1 and Pt. Gilmour Street, Registered Plan 525, Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9371)
Clause 1, Report No. 112A, 1978

(23) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1, 2 and 8, Report No. 113)

(THIRD READING) (PROPOSED NO. 9372)
Clauses 1, 2 and 8, Report No. 113, 1978

(24) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreation Facilities of The Corporation"

(THIRD READING) (PROPOSED NO. 9375)
Clause 2, Report No. 117, 1978

* * *

MOTIONS

The following Notice of Motion was Received:

Moved by Ald. Clements,
Seconded by Ald. Allmark,

WHEREAS a recent report of Open Space in Kingston suggested deficiencies of open space and park land in certain areas;

AND WHEREAS land at Park and Macdonnell Streets has been part of the open space of that neighbourhood for many years;

AND WHEREAS the Frontenac County Board of Education wishes to sell land at this corner;

THEREFORE BE IT BE RECOMMENDED that the Finance Committee reconsider the purchase of the vacant lot owned and now offered for sale by the Frontenac County Board of Education at Rideau Street.

REFERRED TO THE FINANCE & ACCOUNTS COMMITTEE

(1) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the families of the late Francis Eustace and Paul Maurice.

CARRIED

(2) Moved by Ald. French,
Seconded by Ald. Allmark,

That Council do now adjourn.

CARRIED

Council adjourned at 11:25 p.m. (L.S.)

(Signed) *T.J. McKibbin*
Clerk-Comptroller

(Signed) *Ken Keyes*
Mayor

SCHEDULE I

City Form 212
(1978)

REPORT ON MUNICIPAL ELECTIONS

The Municipal Elections Act 1977
Sec. 79 (2)

Kingston, November 16, 1978
12:00 Noon

To the Mayor and Members of Council:

I hereby report the results of the Municipal Election held on Monday, November 13, 1978, for the Candidates for Municipal office for the term of December 1, 1978, to November 30, 1980:

MAYOR

GUINDON, Frank J.	492
GUINDONE, Paul P. Q.	257
KEYES, Ken	13,694
PHIPPS-WALKER, Edward	2,342

I hereby declare Ken Keyes
elected MAYOR of the City of Kingston for the term of
December 1, 1978, to November 30, 1980.

ALDERMAN

SYDENHAM WARD

CLAIR, Bob	661
KNAPP, Bill	1,358
MILLER, Lois E.	1,662

I hereby declare Lois E. Miller and Bill Knapp
elected as ALDERMEN for Sydenham Ward for the term of
December 1, 1978, to November 30, 1980.

ONTARIO WARD

CLARK, Jim	1,495
CLEMENTS, John	984
FOUNTAS, Peter	522
TRAVERS, David J.	936

I hereby declare Jim Clark and John Clements
elected as ALDERMEN for Ontario Ward for the term of
December 1, 1978, to November 30, 1980.

ST. LAWRENCE WARD

CLEMENT, Claude	470
GORHAM, Murray	541
KENNEDY, Hubert R.	214
WEBB, George L.	699

I hereby declare George L. Webb and Murray Gorham
elected as ALDERMEN for St. Lawrence Ward for the term of
December 1, 1978, to November 30, 1980.

ALDERMEN

CATARAQUI WARD

BISHOP, Bill	1,172
JAMIESON, Bill	711
LANGABEER, Harold	681
MCARTHUR, Neil	742
STURGESS, Ron	241
VICKERY, Rodney	81

I hereby declare Bill Bishop and Neil McArthur elected as ALDERMEN for Cataraqui Ward for the term of December 1, 1978, to November 30, 1980.

FRONTENAC WARD

HAWKINS, Joe	1,095
HUNTER, Herbert G	755
MATTHEWS, Kenneth	1,451

I hereby declare Kenneth Matthews and Joe Hawkins elected as ALDERMEN for Frontenac Ward for the term of December 1, 1978, to November 30, 1980.

RIDEAU WARD

BREEN, Bernie	1,939
LAMPROPOULOS, Alex	2,098
TIMMINS, Grant	2,035

I hereby declare Alex Lampropoulos and Grant Timmins elected as ALDERMEN for Rideau Ward for the term of December 1, 1978, to November 30, 1980

VICTORIA WARD

GEIGER, Dorothy	1,321
GERRETSEN, John P	1,989
TARNOWECKY, Yuri	1,931

I hereby declare John P. Gerretsen and Yuri Tarnowecky elected as ALDERMEN for Victoria Ward for the term of December 1, 1978, to November 30, 1980.

PUBLIC UTILITIES COMMISSION

ALLMARK, Gordon D. 7,664

BLANEY, Earl J. 7,262

FOSTER, Scott 4,129

FRAY, Bob 9,924

HAY, Robert H. 6,953

JONES, Cam 6,032

PHIPPS-WALKER, Margaret 4,336

I hereby declare Bob Fray, Gordon D. Allmark, Earl J. Blaney and Robert H. Hay
elected as COMMISSIONERS of the Public Utilities Commission of the City of Kingston for the term of December 1, 1978, to November 30, 1980.

THE FRONTENAC COUNTY BOARD OF EDUCATION

(ELECTION BY THE PUBLIC SCHOOL ELECTORS OF THE CITY OF KINGSTON)

SYDENHAM WARD

DUTTLE, Diane 942

LAVERTY, A. Marshall 1,092

I hereby declare A. Marshall Laverty
elected as TRUSTEE of the Frontenac County Board of Education for Sydenham Ward for the term of December 1, 1978, to November 30, 1980.

ONTARIO WARD

BANNISTER, John

I hereby declare John Bannister elected as TRUSTEE of the Frontenac County Board of Education for Ontario Ward, by acclamation, for the term of December 1, 1978, to November 30, 1980.

ST. LAWRENCE WARD

BERRY, John 311

BOYCE, Frank 169

WARMINGTON, R. Bruce 328

I hereby declare R. Bruce Warmington
elected as TRUSTEE of the Frontenac County Board of Education for St. Lawrence Ward for the term of December 1, 1978, to November 30, 1980.

THE FRONTENAC COUNTY BOARD OF EDUCATION - Election by the Public School Electors of the City of Kingston (Cont'd)

CATARAQUI WARD

WATTS, Ed.

I hereby declare Ed Watts elected as TRUSTEE of the Frontenac County Board of Education for Cataraqui Ward, by acclamation, for the term of December 1, 1978, to November 30, 1980.

FRONTENAC WARD

DEE, Francis..... 436

FOSTER, Stephen..... 694

GRATTO, Jim..... 341

I hereby declare Stephen Foster elected as TRUSTEE of the Frontenac County Board of Education for Frontenac Ward, for the term of December 1, 1978, to November 30, 1980.

RIDEAU WARD

BOUCHER, A.G. Joe..... 909

WATSON, Peter..... 1,909

I hereby declare Peter Watson elected as TRUSTEE of the Frontenac County Board of Education for Rideau Ward, for the term of December 1, 1978, to November 30, 1980.

VICTORIA WARD

DOUBLEDAY, W. Buster..... 1,218

NALDRETT, Evelyn M..... 1,200

I hereby declare W. Buster Doubleday elected as TRUSTEE of the Victoria Ward, for the term of December 1, 1978, to November 30, 1980.

(ELECTION BY THE SEPARATE SCHOOL ELECTORS OF THE CITY OF KINGSTON)

AREA I:

(Sydenham, Ontario, Rideau, and Victoria Wards).

CARNEY, L.V. Len..... 828

LAMARCHE, Margaret..... 1,288

I hereby declare Margaret Lamarche elected as TRUSTEE of the Frontenac County Board of Education for AREA I for the term of December 1, 1978 to November 30, 1980.

THE FRONTENAC COUNTY BOARD OF EDUCATION - Election by the Separate School Electors of the City of Kingston (Cont'd)

AREA II:

(St. Lawrence, Cataraqui and Frontenac Wards).

KENNEDY, Edward A.

I hereby declare Edward A. Kennedy elected as TRUSTEE of the Frontenac County Board of Education for AREA II, by acclamation, for the term of December 1, 1978, to November 30, 1980.

FRONTENAC - LENNOX AND ADDINGTON COUNTY ROMAN CATHOLIC SEPARATE SCHOOL BOARD

SYDENHAM WARD

CLEMENS, Karl O.

I hereby declare Karl O. Clemens elected as TRUSTEE of The Frontenac-Lennox and Addington County Roman Catholic Separate School Board, for Sydenham Ward, by acclamation, for the term of December 1, 1978, to November 30, 1980.

ONTARIO WARD

COFFEY, Charles S.

I hereby declare Charles S. Coffey elected as TRUSTEE of The Frontenac-Lennox and Addington County Roman Catholic Separate School Board, for Ontario Ward, by acclamation, for the term of December 1, 1978, to November 30, 1980.

ST. LAWRENCE

SHEA, Wilfred J.

I hereby declare Wilfred J. Shea elected as TRUSTEE of The Frontenac-Lennox and Addington County Roman Catholic Separate School Board, for St. Lawrence Ward, by acclamation, for the term of December 1, 1978, to November 30, 1980.

CATARAQUI WARD

CLEMENT, Don..... 544

FILIPE, Helder..... 73

I hereby declare Don Clement elected as TRUSTEE of The Frontenac-Lennox and Addington County Roman Catholic Separate School Board for Cataraqui Ward for the term of December 1, 1978, to November 30, 1980.

FRONTENAC WARD

REID, Catherine (Kay)

I hereby declare Catherine (Kay) Reid elected as TRUSTEE of The Frontenac-Lennox and Addington County Roman Catholic Separate School Board for Frontenac Ward by acclamation, for the term of December 1, 1978, to November 30, 1980.

FRONTENAC - LENNOX AND ADDINGTON COUNTY ROMAN CATHOLIC SEPARATE SCHOOL BOARD (Co

RIDEAU WARD

MILLAR, Gerry..... 345

STOPARCZYK, Ella..... 443

I hereby declare Ella Stoparczyk elected as TRUSTEE of The Frontenac-Lennox and Addington County Roman Catholic Separate School Board for Rideau Ward, for the term of December 1, 1978, to November 30, 1980.

VICTORIA WARD

FARDELLA, Anthony V.

I hereby declare Anthony V. Fardella elected as TRUSTEE of The Frontenac-Lennox and Addington County Roman Catholic Separate School Board for Victoria Ward, by acclamation, for the term of December 1, 1978, to November 30, 1980.

ON THE QUESTION:

"ARE YOU IN FAVOUR OF THE FLUORIDATION OF THE PUBLIC WATER SUPPLY OF THIS MUNICIPALITY?"

YES	NO
8,438	8,687

	1978 Eligible to Vote	1978 Voted	% 1978	% of Eligible Voters Who Voted 1976	1974	1972	1970*
SYDENHAM WARD	8,675	2,413	27.8	28.4	23.4	34.72	37.79
ONTARIO WARD	5,814	2,395	41.1	33.1	23.6	31.45	35.60
ST. LAWRENCE WARD	4,769	1,298	27.2	26.7	8.2	21.04	37.16
CATARAQUI WARD	6,950	2,321	33.3	26.9	21.0	28.87	36.87
FRONTENAC WARD	5,865	2,092	35.7	32.5	30.1	31.31	35.16
RIDEAU WARD	7,319	3,795	51.8	36.4	31.4	39.26	45.22
VICTORIA WARD	8,203	2,907	35.4	31.8	13.0	35.85	33.79
	47,595	17,221	36.2	31.0	22.5	33.23	38.19

*Since ward boundaries have been changed the percentage figures for each ward are not now comparable.

Respectfully Submitted,

T.J. McKibbin
Clerk-Comptroller

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